

**OFFICIAL PROCEEDINGS
MINNEAPOLIS CITY COUNCIL**

**REGULAR MEETING OF
DECEMBER 13, 2019**

(Published December 21, 2019, in *Finance and Commerce*)

CALL TO ORDER

Council President Bender called the meeting to order at 9:30 a.m. in the Council Chamber, a quorum being present.

Present - Council Members Kevin Reich, Cam Gordon, Steve Fletcher, Phillipe Cunningham, Jeremiah Ellison, Abdi Warsame, Lisa Goodman, Andrea Jenkins, Alondra Cano, Lisa Bender, Jeremy Schroeder, Andrew Johnson, Linea Palmisano.

On motion by Jenkins, the agenda was adopted.

On motion by Jenkins, the minutes of the regular meeting of November 22, 2019, and the adjourned meeting held December 4, 2019, were accepted.

On motion by Jenkins, the petitions, communications, and reports were referred to the proper Committees.

The following actions, resolutions, and ordinances were signed by Mayor Jacob Frey on December 14, 2019. Minnesota Statutes, Section 331A.01, Subd 10, allows for summary publication of ordinances and resolutions in the official newspaper of the city. A complete copy of each summarized ordinance and resolution is available for public inspection in the Office of City Clerk.

REPORTS OF STANDING COMMITTEES

The COMMITTEE OF THE WHOLE submitted the following report:

COUNCIL ACTION 2019A-0993

The Minneapolis City Council hereby amends Council Action 2019A-0906 to read as follows:

The Minneapolis City Council hereby approves the application for LAS CHAROLAS RESTAURANT, 417 LAKE ST E Minneapolis, MN, submitted by ~~LAS CHAROLAS RESTAURANT~~ Jaimes Enterprises LLC, BLWine, LIC380557, for an On Sale Wine with Strong Beer License, No Live Entertainment, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 12/14/2019.

(Published 12/18/2019)

COUNCIL ACTION 2019A-0994

The Minneapolis City Council hereby:

1. Approves the appointment of election judges to serve in the 14 precincts in House District 60A, Health Care Facilities, and Absentee Ballot Board for the 2020 House District 60A Special Primary and General Election.
2. Authorizes the Elections Director to appoint additional election judges as necessary.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-0995

The Minneapolis City Council hereby:

1. Approves the Council appointment of Margarita Ortega to the Racial Equity Community Advisory Committee, Seat 9, Ward 9, for an unexpired two-year term beginning May 1, 2018, and ending Apr 30, 2020.
2. Confirms the Mayoral appointment of Jocelyn Shardlow to the Racial Equity Community Advisory Committee, Seat 15, Ward 3, for an unexpired two-year term beginning May 1, 2018, and ending Apr 30, 2020.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-0996

The Minneapolis City Council hereby directs the City Attorney's Office in collaboration with the Police Department to convene and lead the "Restorative-justice and Adult Diversion" Workgroup tasked with developing a wrap-around services and harm reduction pilot program that addresses livability offenses such as, but not limited to, street-level drug sales and commercial sexual exploitation. This workgroup will include representatives from the Office of Violence Prevention, the Coordinator's Human Trafficking Prevention initiative, and the Neighborhood and Community Relations Department. The pilot program will:

1. Utilize technical assistance from the Law Enforcement Assisted Diversion's (LEAD) National Support Bureau to lay the foundations of the pilot program and provide training to City staff and community partners;
2. Center a strong collaboration between the Police Department and social service providers to address the root causes of the livability offenses;
3. Use a proactive, consistent, and culturally-relevant case management model coupled with a timeline, budget, clear metrics, and goals that show evidence-based progress towards a reduction in crime and increased community safety; and
4. Engage Hennepin County and other government agencies to strengthen the pilot program's service delivery and diversify its funding sources.

The workgroup will report its recommendations to the Public Safety & Emergency Management Committee no later than Apr 1, 2020, to launch a pilot program by Jun 1, 2020.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Committee of the Whole, Jenkins offered Resolution 2019R-401 supporting the resettlement of refugees to the City of Minneapolis.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-401

**By Fletcher, Reich, Gordon, Cunningham, Ellison, Warsame,
Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, and Palmisano**

Supporting the resettlement of refugees to the City of Minneapolis.

Whereas, more than 70.8 million displaced people have been forced from their homes, a larger number than at any time in recorded history, including over 25 million refugees; and

Whereas, refugees are persons forced to flee their countries due to persecution or well-founded fear of persecution on the basis of their race, religion, nationality political opinion or membership in a particular social group; and

Whereas, refugees are among the most vetted individuals to enter the United States, are not permitted to travel to the United States until all security screenings have been successfully completed and the individual is found admissible under United States immigration law; and

Whereas, resettlement to the United States is available only to those who demonstrate the greatest and most immediate need for protection—such as unaccompanied or other at-risk children, female-headed

households, victims of torture, the physically disabled, and members of minority groups that are experiencing oppression in their home countries and takes place after eligible refugees undergo a rigorous selection, security vetting and medical screening process; and

Whereas, the state of Minnesota and the city of Minneapolis are home to some of the largest and most diverse populations of refugees and immigrants in the United States, adding to the economic strength and cultural richness of our community; and

Whereas, December 18 is International Migrants Day as designated by the United Nations; and

Whereas, the Trump administration has decreased the number of refugees welcomed to the United States each year during this Presidency, and in 2020 his administration has announced that the refugee limit will be capped at 18,000 people, the lowest refugee ceiling since the Refugee Program's creation in 1980; and

Whereas, President Trump issued Executive Order 13888, "Enhancing State and Local Involvement in Refugee Resettlement," which, for the first time, instructs the Secretary of State and the Secretary of Health and Human Services to seek written consent from state and local governments, before they can accept refugees in their jurisdictions; and

Whereas, without accepting the validity of Executive Order 13888, it is important for the City of Minneapolis to affirm its commitment to welcoming refugees and its opposition to the Trump Administration's drastic cuts on the number of refugees admitted to the United States;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the Mayor and City Council do hereby reaffirm the City's status as a Welcoming City, and a city that strongly supports resettling refugees without regard to race, religion, gender identity, sexual orientation, nationality, or country of origin.

Be It Further Resolved that the City of Minneapolis hereby pledges to continue to work diligently with resettlement organizations to accept refugees into the City and to improve refugee integration.

Be It Further Resolved that the Mayor and City Council call upon President Trump to significantly increase the United States Refugee Resettlement Cap for 2020, and hereby direct the City Clerk to send certified copies of this resolution to the President of the United States and the members of the federal delegation representing the State of Minnesota to the United States Congress to express the City's strong support for the ongoing resettlement of refugees.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

The ECONOMIC DEVELOPMENT & REGULATORY SERVICES Committee submitted the following report:
COUNCIL ACTION 2019A-0997

The Minneapolis City Council hereby approves the application for Starbucks Coffee, 713 WASHINGTON AVE S Minneapolis, MN, (Ward 3) submitted by Sherman Associates, BLFood, LIC382344, for a Sidewalk Cafe License, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-0998

The Minneapolis City Council hereby adopts the Business License Operating Conditions Agreement for Sal's On Fifth, 10 5TH ST N Minneapolis, MN, submitted by Garlick Inc, BLGeneral, LIC384756, allowing the applicant to obtain an Extended Hours of Operation License, subject to adherence with the conditions contained therein.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-0999

The Minneapolis City Council hereby approves the application for Unleashed Hounds and Hops, 200 EAST LYNDAL AVE N Minneapolis, MN, submitted by Unleashed Hounds and Hops LLC, BLWine, LIC381882, for an On Sale Wine with Strong Beer, Sunday Sales, No Live Entertainment License, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1000

The Minneapolis City Council hereby approves the application for Los Andes Latin Bistro/Los Andes, 607 LAKE ST W Minneapolis, MN, (Ward 8) submitted by LOS ANDES RESTAURANT INC, BLLiquor, LIC384189, for an On Sale Liquor with Sunday Sales, General Entertainment License, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Economic Development & Regulatory Services Committee, Goodman offered Ordinance 2019-058 amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances relating to Housing: Maintenance Code, adding provisions requiring the payment of tenant relocation assistance upon the revocation or cancellation of a rental dwelling license.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2019-058
By Cunningham
Intro & 1st Reading: 11/8/2019
Ref to: EDRS
2nd Reading: 12/13/2019

Amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances relating to Housing: Maintenance Code.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Chapter 244 of the Minneapolis Code of Ordinances be amended by adding thereto a new Section 244.1950 to read as follows:

244.1950. Tenant relocation assistance required. (a) When a rental dwelling license or provisional license has been revoked, denied, or canceled based on condemnation, such action having been attributable to inadequate maintenance or management by the landlord, the ~~owner~~ landlord, as that term is defined in Minn. Statute Section 504B.001, shall pay relocation assistance to the tenant of any ~~occupied and~~ affected dwelling unit occupied at any point between the date the revocation, denial or cancelation is noticed and the date the revocation, denial or cancelation becomes final. Upon the commencement or occurrence of a qualifying revocation, denial or cancelation action, the city shall notify the ~~owner~~ landlord of the requirements of this section, and provide a copy of such notice to the tenants. The relocation assistance shall be in an amount equal to three (3) months of the current total monthly contract rent, or actual rent if demonstrably higher. The relocation assistance shall be paid without regard to whether the tenant is current on rent or other charges or fees owed, and not later than the day the tenant is ordered to vacate pursuant to sections 244.1970 or 244.1925 of this Code, or within seven (7) days of the revocation, denial or cancelation action becoming final, whichever is sooner. The ~~owner~~ landlord shall be required to provide sufficient records and proof of compliance with the terms of this section, in a manner established or ordered by the director or the director's designee. Should a landlord dispute a determination made by the director or the director's designee pursuant to this section, the dispute shall be subject to an expedited appeal hearing to be conducted and determined by an administrative hearing officer pursuant to Chapter 2 of this Code.

(b) In addition to any other remedy available at equity or law, including but not limited to the rent escrow provisions and other actions and defenses authorized by Minnesota Statutes, Chapter 504B, failure to comply with the provisions of this section may result in criminal prosecution, adverse rental license action against all rental dwelling licenses in which the owner maintains an interest, and/or administrative enforcement, fines, restrictions, or penalties as provided in Chapter 2 or any other applicable section of this Code. A violation of this section as to each dwelling unit shall constitute a separate offense. A notice of violation, as described in section 244.150, shall not be required to establish or enforce a violation of this article. The requirements of this section are enacted as a health and safety law of the City of Minneapolis, as that term is utilized pursuant to Minn. Statute Section 504B.161.

(c) Notwithstanding any other provision to the contrary, the administrative fine for a violation of this section shall be the sum of any outstanding or delinquent amount of relocation assistance plus five hundred dollars (\$500.00) for each affected dwelling unit. The city may establish a program or process to advance the relocation assistance amounts owed to tenants under this section that utilizes any available funding or budgetary source, and shall further be authorized to collect any delinquent amounts owed pursuant to this section through any available and authorized method.

(d) This section shall become effective June 1, 2020.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Economic Development & Regulatory Services Committee, Goodman offered Ordinance 2019-059 amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances relating to Housing: Maintenance Code, amending the composition of the emergency violation hearing board and adding rules for hearings related to emergency housing repairs.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2019-059
By Cunningham and Ellison
Intro & 1st Reading: 10/25/2019
Ref to: EDRS
2nd Reading: 12/13/2019

Amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances relating to Housing: Maintenance Code.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 244.180 of the above-entitled ordinance be amended to read as follows:

244.180. Emergency housing repair. (a) For the purposes of this section, the following definitions shall apply unless the context clearly indicates otherwise:

(1) The emergency violation hearing board (hereinafter referred to as "the board") shall consist of the director of regulatory services, the commissioner of health, and the ~~fire marshal~~ director of community planning and economic development, each of whom may appoint ~~two~~ (2) designees. If designees are appointed, the city council and the mayor shall be informed in writing of the designees.

(2) The housing maintenance code revolving repair fund (hereinafter referred to as "the fund") shall consist of the "revolving fund for tenants remedies and hazardous buildings act, and an emergency repair ordinance/City of Minneapolis" and any other funds which may be appropriated.

(b) If an emergency is found to exist and a repair order is issued pursuant to section 244.160, the office declaring such emergency shall immediately notify the board, which shall hold a hearing as soon as the deadline date for making the repair has passed. A quorum for this meeting shall be three (3) members, one (1) from each department, but no more than one (1) from each department, and all actions shall require a majority vote of members present.

The owner or person authorized to make or order repairs as registered pursuant to section 244.200(e) and the affected occupant(s) shall be notified of the time and place of the hearing, and shall be allowed to present relevant evidence. Notice shall consist of a reasonable effort by the office declaring the emergency to contact the owner or person authorized to make or order repairs and the occupant, except that such notice need not be in writing and may be given over the telephone. Failure to attend by the owner or the occupant shall not preclude board action. The director of regulatory services shall have the authority to establish procedures for the hearing, which shall include the right of the owner and occupant(s) to appear individually or through a representative, and the right of parties to present relevant evidence and witness testimony as may bear on the decision of the board. The hearing shall be recorded.

(c) Every notice of emergency issued pursuant to section 244.160 shall include the following language: "If you do not comply with this order by the above date, the city may remedy the violation and assess the costs to you, or allow the occupants to make the repair and deduct the expense from the occupant's rent, or take such other action it deems appropriate, pursuant to Chapter 244 of the Minneapolis Code of Ordinances."

(d) If the office declaring the emergency finds that the repair has been completed before the time of the hearing, the hearing shall be cancelled and all parties shall be so notified.

Upon finding that the repair has not been completed within the initial time allowed by the office declaring the emergency, that the emergency exists, and that the violation(s) have not been caused by the willful, malicious, negligent, or irresponsible conduct of a complaining occupant or anyone under the occupant's direction or control, the board may in its discretion order one (1) or more of the following:

(1) Grant an extension for good cause;

(2) Allow the occupants to remedy the violation pursuant to section 244.180(d)—(h) of this Code; if necessary, the board may guarantee payment of up to two thousand dollars (\$2,000.00) to contractors by the occupant using the fund as the guarantee source; may recommend a higher guarantee payment to the city council for its action; and the city shall recover from the owner any money paid pursuant to this guarantee, including appropriate interest, using such means, including special assessments, as feasible;

(3) Order the remedy of the violation by the city; monies to perform such repairs shall come from the fund and all costs incurred by the city, including appropriate interest, shall be recovered from the owner, using such means, including special assessments, as feasible;

(4) Order other such action as it shall deem necessary in order to remedy the emergency condition.

Any repair made pursuant to this section shall discharge the owner's responsibility to comply with any order to repair the emergency to the extent remedied.

(e) If the emergency violation hearing board issued an order pursuant to section 244.180(c)(2) of this Code permitting an occupant to remedy an emergency condition, the occupant of the premises affected may remedy this emergency and deduct the reasonable repair expenses of this remedy from the occupant's rent. The occupant shall include with the first rent payment following the remedy of the emergency a copy of the receipt for repair expenses which differentiates between the cost of materials and the cost of labor. Unless the receipt has been fully paid, the occupant shall also include a copy of any installment payment contract which finances the repairs. If the rent for the period is reduced to zero due to the use of this section, the occupant must deliver a copy of the repair receipt or copies of the repair receipt and installment payment contract in the same manner as the rent payment is usually made. Any such repair expenses shall be considered a deduction from rent owed by the occupant and shall discharge the owner's responsibility to comply with any order to repair the emergency to the extent remedied. If an installment payment contract is involved, an occupant may, during any twelve-month period beginning with the first month of deduction, deduct from the rent due to the owner an amount, including the sum of principal and interest, not to exceed the equivalent of three (3) months' rent.

(f) Any repairs made pursuant to this section must comply with all applicable state laws and the Minneapolis Code of Ordinances, including, but not limited to, the ordinances contained in Title 5, Building Code, relating to permits, licensed contractors, and quality of repair.

(g) The hearing provided for in (b) above shall be in lieu of the appeal provided for in Chapter 242 of this Code. Appeal of any order of the board may be made to Minnesota District Court, Fourth Judicial District.

(h) The rights afforded by this section:

(1) May not be waived or modified; and

(2) Are in addition to and do not limit other rights available to the occupant.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Goodman moved to delete from the agenda the revocation of the Food Manufacturer License for TAMALES DE RANCHO, 1509 LAKE ST E Minneapolis, MN, (Ward 9) submitted by GASTROMEX INC, BLFood, LIC368386, due to outstanding taxes owed to the State of Minnesota.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1001

The Minneapolis City Council hereby approves the following applications (7) for Liquor Licenses, subject to final inspection and compliance with all provisions of applicable codes and ordinances:

1. ATLAS RESTAURANT, 200 6TH ST S Minneapolis, MN, (Ward 7) submitted by Atlas Restaurants LLC, BLAmend, LIC385065
2. Marquette Hotel, 710 MARQUETTE AVE Minneapolis, MN, (Ward 7) submitted by Wischermann Lifestyle Hospitality Minneapolis, LLC, BLLiquor, LIC379705
3. Martina, 4312 UPTON AVE S Minneapolis, MN, (Ward 13) submitted by 4312 Argentina, LLC, BLAmend, LIC384981
4. Mission American Kitchen & Bar, 77 7TH ST S Minneapolis, MN, (Ward 7) submitted by Watermark Restaurants LLC, BLAmend, LIC385066
5. SPHERE, 100 5TH ST S Minneapolis, MN, (Ward 7) submitted by SPHERE LLC, BLAmend, LIC385064
6. Windows on Minnesota, 710 MARQUETTE AVE Minneapolis, MN, (Ward 7) submitted by Wischermann Lifestyle Hospitality Minneapolis, LLC, BLLiquor, LIC379706
7. Underground Music Cafe, 408 3RD AVE N Minneapolis, MN, submitted by Underground Music Venue LLC, BLWine, LIC382588

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1002

The Minneapolis City Council hereby approves the following applications (3) for Gambling Licenses, subject to final inspection and compliance with all provisions of applicable codes and ordinances:

1. Minneapolis Northeast Lions Club, 324 6TH AVE N Minneapolis, MN, submitted by Minneapolis Northeast Lions Club, BLGeneral, LIC384952
2. Minneapolis Northeast Lions Club, 1928 UNIVERSITY AVE NE Minneapolis, MN, submitted by Minneapolis Northeast Lions Club, BLGeneral, LIC384953

3. MN Youth Athletic Services, 800 LAKE ST W Minneapolis, MN, submitted by MN Youth Athletic Services, BLGeneral, LIC385283

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1003

The Minneapolis City Council hereby adopts the Business License Operating Conditions Agreement for Doran Companies, 311 2ND ST SE Minneapolis, MN, (Ward 3) submitted by DORAN-CSM SE II LLC, BLAmend, LIC385311, allowing the licensee to retain the Parking Lot Class A License, subject to adherence with the conditions contained therein.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1004

The Minneapolis City Council hereby adopts the Business License Operating Conditions Agreement for Mill City Massage, 411 HENNEPIN AVE E Minneapolis, MN, (Ward 3) submitted by Gregg Sivesind, BLAmend, LIC385206, allowing the licensee to retain the Massage and Bodywork Establishment, Single Operator License, subject to adherence with the conditions contained therein.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1005

The Minneapolis City Council hereby authorizes issuance of a Request for Proposals to establish a list of Eligible Providers of Workforce Development Services for 2021-2025.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1006

The Minneapolis City Council hereby authorizes an amendment to the interim lease with North Star Community Rowing for a portion of Upper Harbor Terminal Parcels 4 and 5, to allow construction of walkway improvements beyond the originally approved timeframe.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 12/14/2019.

(Published 12/18/2019)

COUNCIL ACTION 2019A-1007

The Minneapolis City Council hereby authorizes a pre-development forgivable loan agreement with Kente Circle, LLC, or an affiliated entity, for expansion project at 345 E 38th St, 3800 and 3812 4th Ave S.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1008

The Minneapolis City Council hereby:

1. Accepts a General Obligation Bond-funded grant from the Minnesota Department of Human Services in the amount of \$10,000,000, for the Family Partnership Project.
2. Authorizes a Grant Agreement with the State of Minnesota for the Family Partnership Project.
3. Authorizes a Use/Lease Agreement, Ground Lease Agreement, and other necessary documents with the Family Partnership or an affiliated holding company to implement the Family Partnership Project.
4. Passage of Resolution 2019R-402 approving the Governmental Program to be achieved through construction and operation of the Family Partnership Project.
5. Passage of Resolution 2019R-403 approving the delegation of authority to the Department of Community Planning & Economic Development Director to review and approve the annual program and budget report for the Family Partnership Project.
6. Passage of Resolution 2019R-404 approving appropriation of funds to the Department of Community Planning and Economic Development.
7. Directs and requires, as a condition of closing on the financing, that The Family Partnership work collaboratively with City staff, the project's architecture firm, and staff from the Dunwoody College of Technology to refine the building design of the project with the goals of: (1) Increasing the ground

floor activation of the building; and (2) Aligning the project to the City's racial equity goals by reflecting the cultural community and the cultural assets of the neighborhood through façade applications and design. Such refinements shall not create an unmet financing gap for the project, conflict with any State bonding rules; or impede the existing project schedule, financing sources, and current City land use approvals. Working collaboratively to accomplish the goals above entails that The Family Partnership complete the following steps: (1) The project team will host a public ideation session with Dunwoody College of Technology staff and East Lake Street stakeholders to brief the community on the status of the project and gather specific feedback on how to further activate the building using design. (2) The project team will have at least two meetings with Dunwoody College of Technology staff and Community Planning and Economic Development staff to discuss design alternatives. (3) The project team shall prepare a written response summarizing the input from the meetings above, the design elements it is incorporating in response to above mentioned input and feedback, and the rationale for certain design alternatives considered that it is not able to incorporate. Delegates to the Community Planning and Economic Development Director the authority to determine whether The Family Partnership has satisfactorily met the foregoing requirement to allow for closing.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 12/14/2019.

(Published 12/18/2019)

The following is the complete text of the unpublished summarized resolutions.

RESOLUTION 2019R-402

By Goodman

Establishing a governmental program to be achieved through construction and operation of the Family Partnership Building for Better Futures.

Whereas, Minnesota Laws 2018, Chapter 214, Article 1, Section 18, Subdivision 6, authorizes the City to operate a center providing services for Minnesota victims of sex trafficking, trauma-informed counseling services, early learning programming and therapeutic childcare, and statewide training for professionals and community leaders; and

Whereas, the State of Minnesota has approved a \$10,000,000 grant to the City to undertake the acquisition of real property containing an existing building, demolish unusable portions of the existing building, renovate some areas of the existing building, construct new space, and to furnish and equip the facility to provide mental health, early childhood education, and other services to support children and families; and

Whereas, The Family Partnership is an organization that has operated in the City for 141 years and has the qualifications and experience to carry out the governmental program; and

Whereas, to satisfy conditions of the State grant, the City must own The Family Partnership property, but may enter into a use agreement with The Family Partnership or an affiliated entity under which it will take on responsibility for the operation of the facility;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the construction, ownership and operation of a new The Family Partnership Building For Better Futures will achieve the important public goals of the City identified above.

Be It Further Resolved that the acquisition, demolition, renovation, construction, and furnishing and equipping of the new facility to be leased to and operated by The Family Partnership or an affiliated entity is within the City's authority under Minnesota Laws 2018, Chapter 214, Article 1, Section 18, Subdivision 6.

Be It Further Resolved that the governmental program to be achieved by the City's sponsorship of the new The Family Partnership Building For Better Futures will be the operation of a center providing services for Minnesota victims of sex trafficking, trauma-informed counseling services, early learning programming and therapeutic childcare, and statewide training for professionals and community leaders;

Be It Further Resolved that the City hereby accepts the grant of \$10,000,000 from the State of Minnesota and authorizes the appropriate City officials to execute a grant agreement with the State of Minnesota, a ground lease with TFP Holding Co., a use/lease agreement with the Family Partnership or its affiliated holding company, and such other documents as necessary to implement the governmental program;

Be It Further Resolved That the City Council delegates to the CPED Director the authority to approve and certify to the State of Minnesota the annual reporting requirements for The Family Partnership Building For Better Futures pursuant to the grant agreement and the use/lease agreement.

Be It Further Resolved That this resolution shall be in full force and effect from and after its passage.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 12/14/2019.

(Published 12/18/2019)

RESOLUTION 2019R-403

By Goodman

Approving the delegation of authority to the Department of Community Planning & Economic Development Director to review and approve the annual program and budget report for the Family Partnership Project.

Whereas, Minnesota Laws 2018, Chapter 214, Article 1, Section 18, Subdivision 6, authorizes the City to operate a center providing services for Minnesota victims of sex trafficking, trauma-informed counseling

services, early learning programming and therapeutic childcare, and statewide training for professionals and community leaders; and

Whereas, the State of Minnesota has approved a \$10,000,000 grant to the City to undertake the acquisition of real property containing an existing building, demolish unusable portions of the existing building, renovate some areas of the existing building, construct new space, and to furnish and equip the facility to provide mental health, early childhood education, and other services to support children and families; and

Whereas, to satisfy conditions of the State grant, the City must annually approve and certify a program and budget report to the State;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City Council delegates to the CPED Director the authority to approve and certify to the State of Minnesota the annual reporting requirements for The Family Partnership Building For Better Futures pursuant to the grant agreement and the use/lease agreement.

Be It Further Resolved That this resolution shall be in full force and effect from and after its passage.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 12/14/2019.

(Published 12/18/2019)

RESOLUTION 2019R-404

By Warsame

Amending the 2019 General Appropriation Resolution.

That the above-entitled resolution, as amended, be further amended by increasing the Department of Community Planning & Economic Development (CPED) appropriation in Other Grants State & Local Fund [01600-8900320] by \$10,000,000 and increasing the CPED revenue estimate in Other Grants State & Local Fund [01600-8900320-321500] by \$10,000,000.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 12/14/2019.

(Published 12/18/2019)

The ENTERPRISE Committee submitted the following report:

COUNCIL ACTION 2019A-1009

The Minneapolis City Council hereby authorizes an increase to Contract No. C-44483 with Everlaw, Inc., in the amount of \$78,000 for a total amount not to exceed \$228,000, for additional usage of its E-discovery and redaction software.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1010

The Minneapolis City Council hereby authorizes an increase to Contract No. C-39200 with OneNeck IT Solutions LLC, in the amount of \$2,868,000 for a total amount not to exceed \$24,893,000, for outsourced managed services for the City enterprise.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1011

The Minneapolis City Council hereby authorizes an increase to Contract No. C-39121 with BerganKDV Technology and Consulting, Inc., in the amount of \$15,000 for a total amount not to exceed \$185,000, and an extension through March 31, 2020, to facilitate Payment Card Industry-Data Security Standard (PCI-DSS) compliance with the card reader for the Minneapolis Convention Center parking ramp system.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1012

The Minneapolis City Council hereby:

1. Authorizes an increase to Contract No. C-41693 with West Publishing Corporation, in the amount of \$70,902 for a total amount not to exceed \$232,902, and an extension through Dec 31, 2021, for online research services and access to databases that provide the Minneapolis Police Department the ability to conduct research and retrieve information.

2. Authorizes customization of the contract terms and conditions to only allow termination for convenience on June 30, 2020, or Dec 31, 2020.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1013

The Minneapolis City Council hereby authorizes an increase to Contract No. C-43377 with Employment Investigations, Inc. d/b/a Neuvest, in the amount of \$50,000 for a total amount not exceed of \$225,000, for workplace investigations.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

The HOUSING POLICY & DEVELOPMENT Committee submitted the following report:

COUNCIL ACTION 2019A-1014

The Minneapolis City Council hereby:

1. Passage of Resolution 2019R-405 approving the sale of the property at 1337 Newton Ave N, (Disposition Parcel No. MH-168), to Vu Dang or affiliated entity for \$20,000, subject to conditions.
2. Approves the award of up to \$20,000 in Homebuyer Incentive funds to Vu Dang.
3. Authorizes related agreements with Vu Dang or affiliated entity.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-405

By Gordon

Authorizing sale of land Disposition Parcel MH-168, under the Minneapolis Homes Program at 1337 Newton Ave N.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel MH-168, in the Willard Hay neighborhood, from Vu Dang, hereinafter known as the Redeveloper, the Parcel MH-168, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of MH-168; 1337 Newton Ave N: Lot 3, Block 3, Plymouth Park Addition to Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of 20,000 for Parcel MH-168 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Redeveloper has submitted to the City a statement of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with the accepted methods in aiding the City in determining a re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on November 13, 2019, a public hearing on the proposed sale was duly held on December 4, 2019, at the regularly scheduled Housing Policy and Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 S 5th St, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of 20,000 for Parcel MH-168.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale closing must occur no later than April 15, 2020; and 2) payment of holding costs of \$300.00 per month if the land sale closing does not occur on or before the closing deadline.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the Department of Community Planning & Economic Development Director.

Be It Further Resolved that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Redeveloper in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate City official of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1015

The Minneapolis City Council hereby:

1. Passage of Resolution 2019R-406 approving the sale of the properties at 1400 Morgan Ave N (Disposition Parcel No. MH-169) for \$20,500, at 1410 Morgan Ave N (Disposition Parcel No. MH-170) for \$20,000, at 1414 Morgan Ave N (Disposition Parcel No. MH-171) for \$20,000, at 1818 Sheridan Ave N (Disposition Parcel No. MH-173) for \$20,200, at 2023 Queen Ave N (Disposition Parcel No. MH-182) for \$20,000, at 2031 Queen Ave N (Disposition Parcel No. MH-111) for \$20,000, and 2214 Russell Ave N (Disposition Parcel No. MH-144) for \$20,200, to MyHomeSource LLC (MyHomeSource), subject to conditions.
2. Passage of Resolution 2019R-407 approving the sale of the properties at 3950 Thomas Ave N (Disposition Parcel No. MH-80) for \$30,000, and at 1719 Sheridan Ave N (Disposition Parcel No. MH-172) for \$21,400, to City of Lakes Community Land Trust (CLCLT), subject to conditions.
3. Passage of Resolution 2019R-408 approving the sale of the properties at 3518 Humboldt Ave N (Disposition Parcel No. MH-209) for \$12,500, at 3642 Bryant Ave N (Disposition Parcel No. MH-208) for \$12,500, at 3950 Bryant Ave N (Disposition Parcel No. MH-207) for \$15,000, at 3954 Bryant Ave N (Disposition Parcel No. MH-206) for \$15,000, at 4018 Bryant Ave N (Disposition Parcel No. MH-205) for \$15,100, at 4336 Irving Ave N (Disposition Parcel No. MH-204) for \$15,000 to eStoreMasters LLC (eStoreMasters), subject to conditions.
4. Passage of Resolution 2019R-409 approving the sale of the properties at 2650 Colfax Ave N (Disposition Parcel No. MH-203) for \$5,000, at 2719 Colfax Ave N (Disposition Parcel No. MH-202) for \$5,000, at 2803 Bryant Ave N (Disposition Parcel No. MH-184) for \$5,000, at 2826 Bryant Ave N (Disposition Parcel No. MH-201) for \$5,000, at 4338 Knox Ave N (Disposition Parcel No. MH-200) for \$13,000, at 1911 Oliver Ave N (Disposition Parcel No. MH-174) for \$20,200, at 1927 Oliver Ave N (Disposition Parcel No. MH-177) for \$20,200, at 2003 Queen Ave N (Disposition Parcel No. MH-179) for \$20,000, at 2018 Sheridan Ave N (Disposition Parcel No. MH-68) for \$20,000, and at 2026 Sheridan Ave N (Disposition Parcel No. MH-145) for \$20,000, to Greater Metropolitan Housing Corporation (GMHC), subject to conditions.
5. Passage of Resolution 2019R-410 approving the sale of the properties at 3411 Girard Ave N (Disposition Parcel No. MH-190) for \$12,500, and at 2027 Russell Ave N (Disposition Parcel No. MH-67) for \$20,000, to Jenny Investments LLC (Jenny Investments), subject to conditions.

6. Passage of Resolution 2019R-411 approving the sale of the properties at 1914-1916 Hillside Ave N (Disposition Parcel No. MH-175 & MH-176) for \$6,400, at 2027 James Ave N (Disposition Parcel No. MH-189) for \$5,100, at 2743 Queen Ave N (Disposition Parcel No. MH-188) for \$5,000, and at 2747 Queen Ave N (Disposition Parcel No. MH-187) for \$5,000, to John Aish Inc. (John Aish), subject to conditions.
7. Passage of Resolution 2019R-412 approving the sale of the property at at 2410 Dupont Ave N (Disposition Parcel No. MH-185) for \$5,300, to Magnolia Homes, LLC (Magnolia Homes), subject to conditions.
8. Passage of Resolution 2019R-413 approving the sale of the properties at at 2434 Irving Ave N (Disposition Parcel No. MH-186) for \$5,500, to Paragon Grounds LLC (Paragon Grounds), subject to conditions.
9. Passage of Resolution 2019R-414 approving the sale of the properties at 1929 Hillside Ave N (Disposition Parcel No. MH-178) for \$5,100, at 2018 Willow Ave N (Disposition Parcel No. MH-181) for \$4,500, at 2206 James Ave N (Disposition Parcel No. MH-112) for \$5,200, at 2509 Girard Ave N (Disposition Parcel No. MH-219) for \$5,300, at 2610 Newton Ave N (Disposition Parcel No. MH-218) for \$5,000, at 2623 Newton Ave N (Disposition Parcel No. MH-217) for \$5,000, at 2639 Girard Ave N (Disposition Parcel No. MH-216) for \$5,000 and at 1625 26th Ave N (Disposition Parcel No. MH-215) for \$5,100, to PRG Inc. (PRG), subject to conditions.
10. Passage of Resolution 2019R-415 approving the sale of the properties at 3238 Vincent Ave N (Disposition Parcel No. MH-212) for \$20,000, at 3247 Irving Ave N (Disposition Parcel No. MH-211) for \$12,500, at 3656 Emerson Ave N (Disposition Parcel No. MH-210) for \$12,700, at 3658 Emerson Ave N (Disposition Parcel No. MH-231) for \$11,000, at 412 Logan Ave N (Disposition Parcel No. MH-34) for \$15,800, at 418 Logan Ave N (Disposition Parcel No. MH-35) for \$15,800 and at 423 30th Ave N (Disposition Parcel No. MH-214) for \$4,800, to Twin Cities Habitat (Habitat), subject to conditions.
11. Passage of Resolution 2019R-416 approving the sale of the properties at 3601-3619 Lyndale Ave N (Disposition Parcel No. MH 224, MH-223, MH-222, and MH-221) for \$76,500 to Greater Metropolitan Housing Corporation (GMHC), subject to conditions.
12. Passage of Resolution 2019R-417 approving the sale of the property at 2705 Emerson Ave N (Disposition Parcel No. MH-232) for \$10,000 to Green Affordable Homes of Minnesota, LLC, (GAHMN) subject to conditions.
13. Authorizes an exclusive development rights agreement with Green Affordable Homes of Minnesota, LLC for the properties at 3014-3024 Emerson Ave N, for two years.
14. Authorizes agreements with the selected qualified developers or affiliated entities, and authorizing the Department of Community Planning & Economic Development Director to make modifications.
15. Authorizes the Community Planning and Economic Development Director to amend agreements with developers selected in all previous Development Assistance funding rounds in accordance with the City Council approved Program Manual.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

The following is the complete text of the unpublished summarized resolutions.

RESOLUTION 2019R-406

By Gordon

Authorizing sale of land Disposition Parcels MH-169, MH-170, MH-171, MH-173, MH-182, MH-111 and MH-144 under the Minneapolis Homes Program at 1410 Morgan Ave N, 1414 Morgan Ave N, 1818 Sheridan Ave N, 2023 Queen Ave N, 2031 Queen Ave N and 2214 Russell Ave N.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcels MH-169, MH-170, MH-171, MH-173, MH-182, MH-111 and MH-144 in the Willard- Hay neighborhood, from My Home Source, LLC, hereinafter known as the Redeveloper, the Parcels MH-169, MH-170, MH-171, MH-173, MH-182, MH-111 and MH-144 being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of MH-169; 1400 Morgan Ave N: Lot 9, Block 4, "Rosedale Park"; and MH-170; 1410 Morgan Ave N: Lots 11 and 12, Block 4, Rosedale Park Addition to Minneapolis; and MH-171; 1414 Morgan Ave N: Lots 11 and 12, Block 4, Rosedale Park Addition to Minneapolis; and MH-173; 1818 Sheridan Ave N: Lot 8, Block 3, Eastlawn Addition to Minneapolis; and MH-182; 2023 Queen Ave N: Lot 3, Block 2, Nichols-Frissell Co's Shady Oaks Addition to Minneapolis; and MH-111; 2031 Queen Ave N: Lot 1, Block 2, Nichols-Frissell Co.'s Shady Oaks Addition to Minneapolis; and MH-144; 2214 Russell Ave N: Lot 26, Block 6, Wyant & Kichli's Addition to Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of \$20,500 for Parcel MH-169, \$20,000 for Parcel MH-170, \$20,000 for Parcel MH-171, \$20,200 for Parcel MH-173, \$20,500 for Parcel MH-182, \$20,000 for Parcel MH-111 and \$20,200 for Parcel MH-144 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Redeveloper has submitted to the City a statement of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with the accepted methods in aiding the City in determining a re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on November 15, 2019, a public hearing on the proposed sale was duly held on December 4, 2019, at the regularly scheduled Housing Policy and Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 S 5th St, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$20,500 for Parcel MH-169, \$20,000 for Parcel MH-170, \$20,000 for Parcel MH-171, \$20,200 for Parcel MH-173, \$20,500 for Parcel MH-182, \$20,000 for Parcel MH-111 and \$20,200 for Parcel MH-144.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale closing must occur on or before 180 days from the date this Resolution is approved by the City; and 2) payment of holding costs of \$1,000.00 per month if the land sale closing does not occur on or before the closing deadline.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the Department of Community Planning & Economic Development Director.

Be It Further Resolved that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Redeveloper in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate City official of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

RESOLUTION 2019R-407

By Gordon

Authorizing sale of land Disposition Parcels MH-80 and MH-172 under the Minneapolis Homes Program at 3950 Thomas Ave N and 1719 Sheridan Ave N.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcels MH-80 and MH-172, in the Victory and Willard-Hay neighborhoods, from City of Lakes Community Land Trust, hereinafter known as the Redeveloper, the Parcels MH-80 and MH-172 ,

being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of MH-80; 3950 Thomas Ave N: Lot 28, Block 12, Thorpe Bros.' William Penn Addition to Minneapolis; and

MH-172; 1719 Sheridan Ave N: All of Lot 14 and all of Lot 13 except the North 19 feet thereof in Block 1, Fairlawn Addition; and

Whereas, the Redeveloper has offered to pay the sum of \$30,000 for Parcel MH-80 and \$21,400 for Parcel MH-172 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Redeveloper has submitted to the City a statement of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with the accepted methods in aiding the City in determining a re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on November 15, 2019, a public hearing on the proposed sale was duly held on December 4, 2019, at the regularly scheduled Housing Policy and Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 S 5th St, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$30,000 for Parcels MH-80 and \$21,400 for Parcel MH-172.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale closing must occur on or before 180 days from the date this Resolution is approved by the City; and 2) payment of holding costs of \$1,000.00 per month if the land sale closing does not occur on or before the closing deadline.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the Department of Community Planning & Economic Development Director.

Be It Further Resolved that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Redeveloper in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate City official of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

RESOLUTION 2019R-408

By Gordon

Authorizing sale of land Disposition Parcels MH-209, MH-208, MH-207, MH-206, MH-205 and MH-204 under the Minneapolis Homes Program at 3518 Humboldt Ave N, 3642 Bryant Ave N, 3950 Bryant Ave N, 3954 Bryant Ave N, 4018 Bryant Ave N and 4336 Irving Ave N.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcels MH-209, MH-208, MH-207, MH-206, MH-205 and MH-204 in the Folwell, McKinley, and Camden neighborhood, from eStoreMasters LLC, hereinafter known as the Redeveloper, the Parcels MH-209, MH-208, MH-207, MH-206, MH-205 and MH-204 being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of MH-209; 3518 Humboldt Ave N: Lot 20, Block 2, Dean Park, an Addition to Minneapolis; and

MH-208; 3642 Bryant Ave N: Lot 26, Block 15, Walton Park; and

MH-207; 3950 Bryant Ave N: Lot 28, Block 2, Farnham's Third Addition to Minneapolis; and

MH-206; 3954 Bryant Ave N: Lot 29, Block 2, Farnham's Third Addition to Minneapolis; and

MH-205; 4018 Bryant Ave N: Lot 12, Block 2, Barnes Brothers' Addition to Minneapolis; and

MH-204; 4336 Irving Ave N: Lot 12, Block 1, "Harvey's Addition to Minneapolis"; and

Whereas, the Redeveloper has offered to pay the sum of \$12,500 for Parcel MH-209, \$12,500 for Parcel MH-208, \$15,000 for Parcel MH-207, \$15,000 for Parcel MH-206, \$15,100 for Parcel MH-205 and \$15,000 for Parcel MH-204 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Redeveloper has submitted to the City a statement of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with the accepted methods in aiding the City in determining a re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on November 15, 2019, a public hearing on the proposed sale was duly held on December 4, 2019, at the regularly scheduled Housing Policy and Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 S 5th St, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$12,500 for Parcel MH-209, \$12,500 for Parcel MH-208, \$15,000 for Parcel MH-207, \$15,000 for Parcel MH-206, \$15,100 for Parcel MH-205 and \$15,000 for Parcel MH-204.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale closing must occur on or before 180 days from the date this Resolution is approved by the City; and 2) payment of holding costs of \$1,000.00 per month if the land sale closing does not occur on or before the closing deadline.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the Department of Community Planning & Economic Development Director.

Be It Further Resolved that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Redeveloper in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate City official of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

RESOLUTION 2019R-409

By Gordon

Authorizing sale of land Disposition Parcels MH-203, MH-202, MH-184, MH-201, MH-200, MH-174, MH-177, MH-179, MH-68 and MH-145 under the Minneapolis Homes Program at 2650 Colfax Ave N, 2719 Colfax Ave N, 2803 Bryant Ave N, 2826 Bryant Ave N, 4338 Knox Ave N, 1911 Oliver Ave N, 1927 Oliver Ave N, 2003 Queen Ave N, 2018 Sheridan Ave N and 2026 Sheridan Ave N.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcels MH-203, MH-202, MH-184, MH-201, MH-200, MH-174, MH-177, MH-179, MH-68 and MH-145 in the Hawthorne, Camden and Willard-Hay neighborhoods, from Greater Metropolitan Housing Corporation, hereinafter known as the Redeveloper, the Parcels MH-203, MH-202, MH-184, MH-201, MH-200, MH-174, MH-177, MH-179, MH-68 and MH-145 being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of MH-203; 2650 Colfax Ave N: Lot 13, Block 11, Fairmount Park Addition to Minneapolis; and
MH-202; 2719 Colfax Ave N: Lot 3, Block 15, Fairmount Park Addition to Minneapolis; and
MH-184; 2803 Bryant Ave N: Lot 7, Block 9, Fairmount Park Addition to Minneapolis; and
MH-201; 2826 Bryant Ave N: Lot 14, Block 8, Fairmount Park Addition to Minneapolis; and
MH-200; 4338 Knox Ave N: Lot 5, Block 1, Thrall-Mckenzie Co's Oxford Manor; and
MH-174; 1911 Oliver Ave N: Lot 11, Block 24, Forest Heights; and
MH-177; 1927 Oliver Ave N: Lot 7, Block 24, Forest Heights; and
MH-179; 2003 Queen Ave N: Lot 8, Block 2, Nichols-Frissell Co.'s Shady Oaks Addition to Minneapolis; and
MH-68; 2018 Sheridan Ave N: Lot 27, Block 3, Nichols-Frissell Co.'s Shady Oaks Addition to Minneapolis; and
MH-145; 2026 Sheridan Ave N: Lot 29, Block 3, "Nichols-Frissell Co.'s Shady Oaks Addition to Minneapolis"; and

Whereas, the Redeveloper has offered to pay the sum of \$5,000 for Parcel MH-203, \$5,000 for Parcel MH-202, \$5,000 for Parcel MH-184, \$5,000 for Parcel MH-201, \$5,000 for Parcel MH-200, \$20,200 for Parcel MH-174, \$20,200 for Parcel MH-177, \$20,000 for Parcel MH-179, \$20,000 for Parcel MH-68 and \$20,000 for Parcel MH-145 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Redeveloper has submitted to the City a statement of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with the accepted methods in aiding the City in determining a re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on November 15, 2019, a public hearing on the proposed sale was duly held on December 4, 2019, at the regularly scheduled Housing Policy and Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 S 5th St, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$5,000 for Parcel MH-203, \$5,000 for Parcel MH-202, \$5,000 for Parcel MH-184, \$5,000 for Parcel MH-201, \$5,000 for Parcel MH-200, \$20,200 for Parcel MH-174, \$20,200 for Parcel MH-177, \$20,000 for Parcel MH-179, \$20,000 for Parcel MH-68, and \$20,000 for Parcel MH-145.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale closing must occur on or before 180 days from the date this Resolution is approved by the City; and 2) payment of holding costs of \$1,000.00 per month if the land sale closing does not occur on or before the closing deadline.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the Department of Community Planning & Economic Development Director.

Be It Further Resolved that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Redeveloper in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate City official of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

RESOLUTION 2019R-410

By Gordon

Authorizing sale of land Disposition Parcels MH-190 and MH-67 under the Minneapolis Homes Program at 3411 Girard Ave N and 2027 Russell Ave N

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcels MH-190 and MH-67 in the Folwell and Willard-Hay neighborhoods, from Jenny Investments LLC, hereinafter known as the Redeveloper, the Parcels MH-190 and MH-67, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of MH-190; 3411 Girard Ave N: Lot 13, Block 3, Dean Park; and MH-67; 2027 Russell Ave N: Lot 2, Block 3, Nichols-Frissell Co.'s Shady Oaks Addition to Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of \$12,500 for Parcel MH-190 and \$20,000 for Parcel MH-67 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Redeveloper has submitted to the City a statement of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with the accepted methods in aiding the City in determining a re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on November 15, 2019, a public hearing on the proposed sale was duly held on December 4, 2019, at the regularly scheduled Housing Policy and Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 S 5th St, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$12,500 for Parcel MH-190 and \$20,000 for Parcel MH-67.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale closing must occur on or before 180 days from the date this Resolution is approved by the City; and 2) payment of holding costs of \$1,000.00 per month if the land sale closing does not occur on or before the closing deadline.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the Department of Community Planning & Economic Development Director.

Be It Further Resolved that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Redeveloper in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however,

that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate City official of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

RESOLUTION 2019R-411

By Gordon

Authorizing sale of land Disposition Parcels MH-175, MH-176, MH-189, MH-187 and MH-188 under the Minneapolis Homes Program at 1914 Hillside Ave, 1916 Hillside Ave, 2027 James Ave N, 2747 Queen Ave N and 2743 Queen Ave N.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel MH-175, MH-176, MH-189, MH-187 and MH-188 in the Jordan neighborhood, from John Aish Inc, hereinafter known as the Redeveloper, the Parcel MH-175, MH-176, MH-189, MH-187 and MH-188 being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of MH-175; 1914 Hillside Ave: Parts of Lots 13 and 14, Block 7, Forest Heights, Minneapolis, Minnesota: Commencing at the most southerly corner of Lot 14, Block 7, in Forest Heights, where alley intersects Hillside Avenue, running Northwesterly along a line that divides said Lot 14, from said Hillside Avenue 44 feet, thence in a Northeasterly direction to a point on the line that divides Lot 13 in said Block 7, from alley 30 feet distant Northerly from the Easternmost corner of Lot 14, thence on a line dividing said Lot 13, from the alley to the Easternmost corner of Lot 14; thence on the line dividing said Lot 14 from alley in said block to the place of beginning; and

MH-176; 1916 Hillside Ave: Commencing at a point on the line which divides Hillside Avenue from Lot 14, Block 7, Forest Heights, which said point is 44 feet distant from the most Southerly corner of said Lot 14 and running thence in a Northwesterly direction 44 feet on said dividing line; thence in a Northeasterly direction across Lots 14 and 13, Block 7, to a point on the boundary line between Lots 13 and 12, Block 7, which said last name point is 12 feet distant Westerly from the line which divides said Lots 12 and 13 from the 14 foot alley in said Block 7; thence along said boundary line between Lots 12 and 13 in a Easterly direction 12 feet to the Northeasterly corner of said Lot 13; thence in a Southerly direction along the line which divides said Lot 13 from said alley in said Block 7 to a point on said last name dividing line 30 feet distant Northerly from the most Southeasterly corner of said Lot 13; thence Southwesterly across Lots 13 and 14 to the place of beginning, being part of Lots 13 and 14, Block 7, Forest Heights, Hennepin County, Minnesota, according to the recorded plat thereof, Hennepin County, Minnesota; and

MH-189; 2027 James Ave N: Lot 31, Block 19, Forest Heights; and

MH-187; 2747 Queen Ave N: Lot 4, Block 1, Nichols-Frissell Cos. Penn Lawn Addition; and

MH-188; 2743 Queen Ave N: Lot 5, Block 1, Nichols-Frissell Co's Penn Lawn Addition to Minneapolis; and Whereas, the Redeveloper has offered to pay the sum of \$6,400 for Parcels MH-175 and MH-176, \$5,100 for Parcel MH-189, \$5,000 for Parcel MH-187, \$5,000 for Parcel MH-188 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Redeveloper has submitted to the City a statement of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with the accepted methods in aiding the City in determining a re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on November 15, 2019, a public hearing on the proposed sale was duly held on December 4, 2019, at the regularly scheduled Housing Policy and Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 S 5th St, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$6,400 for Parcels MH-175 and MH-176, \$5,100 for Parcel MH-189, \$5,000 for Parcel MH-187, \$5,000 for Parcel MH-188.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale closing must occur on or before 180 days from the date this Resolution is approved by the City; and 2) payment of holding costs of \$1,000.00 per month if the land sale closing does not occur on or before the closing deadline.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the Department of Community Planning & Economic Development Director.

Be It Further Resolved that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Redeveloper in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate City official of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

RESOLUTION 2019R-412

By Gordon

Authorizing sale of land Disposition Parcel MH-185 under the Minneapolis Homes Program at 2410 Dupont Ave N.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel MH-185, in the Hawthorne neighborhood, from Magnolia Homes, LLC, hereinafter known as the Redeveloper, the Parcel MH-185, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of MH-185; 2410 Dupont Ave N: Lot 10, Block 16, Highland Park Addition to Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of \$5,300 for Parcel MH-185 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Redeveloper has submitted to the City a statement of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with the accepted methods in aiding the City in determining a re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on November 15, 2019, a public hearing on the proposed sale was duly held on December 4, 2019, at the regularly scheduled Housing Policy and Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 S 5th St, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$5,300 for Parcel MH-185.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale closing must occur on or before 180 days from the date this Resolution is approved by the City; and 2) payment of holding costs of \$1,000.00 per month if the land sale closing does not occur on or before the closing deadline.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the Department of Community Planning & Economic Development Director.

Be It Further Resolved that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Redeveloper in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate City official of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

RESOLUTION 2019R-413

By Gordon

Authorizing sale of land Disposition Parcel MH-186, under the Minneapolis Homes Programs at 2434 Irving Ave N.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel MH-186, in the Jordan neighborhood, from Paragon Grounds LLC, hereinafter known as the Redeveloper, the Parcel MH-186, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of MH-186; 2434 Irving Ave N: Lot 8, That part of Lot 9 described as follows: Commencing at the Northwest corner of Lot 9; thence Southerly along the Westerly line thereof a distance of 20 feet; thence Easterly to the center point of the Easterly line of said Lot, thence Northerly along the Easterly line of said Lot to the Northeast corner thereof; thence Westerly along the Northerly line of said Lot to beginning, Block 10, "Forest Heights"; and

Whereas, the Redeveloper has offered to pay the sum of \$5,500 for Parcel MH-186 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Redeveloper has submitted to the City a statement of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with the accepted methods in aiding the City in determining a re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on November 15, 2019, a public hearing on the proposed sale was duly held on December 4, 2019, at the regularly scheduled Housing Policy and Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 S 5th St, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$5,500 for Parcel MH-186.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale closing must occur on or before 180 days from the date this Resolution is approved by the City; and 2) payment of holding costs of \$1,000.00 per month if the land sale closing does not occur on or before the closing deadline.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the Department of Community Planning & Economic Development Director.

Be It Further Resolved that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Redeveloper in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate City official of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

RESOLUTION 2019R-414

By Gordon

Authorizing sale of land Disposition Parcels MH-178, MH-181, MH-112, MH-219, MH-218, MH-217, MH-216 and MH-215 under the Minneapolis Homes Program at 1929 Hillside Ave, 2018 Willow Ave, 2206 James Ave N, 2509 Girard Ave N, 2610 Newton Ave N, 2623 Newton Ave N, 2639 Girard Ave N and 1625 26th Ave N.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcels MH-178, MH-181, MH-112, MH-219, MH-218, MH-217, MH-216 and MH-215 in the Jordan neighborhood, from PRG, Inc., hereinafter known as the Redeveloper, the Parcels MH-178, MH-181, MH-112, MH-219, MH-218, MH-217, MH-216 and MH-215 being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of MH-178; 1929 Hillside Ave: Lot 8, Block 6, Forest Heights; and
MH-181; 2018 Willow Ave: Southeasterly 36 feet of Lot 29, Block 6, Forest Heights; and
MH-112; 2206 James Ave N: Lot 17, Block 18, Forest Heights; and
MH-219; 2509 Girard Ave N: The South 38 feet of the East 90 feet of Lot 5 and the East 90 feet of Lot 6, Block 43, Highland Park Addition to Minneapolis; and
MH-218; 2610 Newton Ave N: Lot 10, Block 10, Supplement to Forest Heights, Minneapolis; and
MH-217; 2623 Newton Ave N: All of Lot 2, excepting the South 2.6 feet thereof, Block 11, "Supplement to Forest Heights Addition to Minneapolis"; and
MH-216; 2639 Girard Ave N: Lot 5, Block 30, Fairmount Park Addition to Minneapolis; and
MH-215; 1625 26th Ave N: Lot 23, and the East 4 feet of Lot 22, Block 3, Forest Heights; and

Whereas, the Redeveloper has offered to pay the sum of \$5,100 for Parcel MH-178, \$4,500 for Parcel MH-181, \$5,200 for Parcel MH-112, \$5,300 for Parcel MH-219, \$5,000 for Parcel MH-218, \$5,000 for Parcel MH-217, 5,000 for Parcel MH-216, and \$5,100 for Parcel MH-215 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Redeveloper has submitted to the City a statement of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with the accepted methods in aiding the City in determining a re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on November 15, 2019, a public hearing on the proposed sale was duly held on December 4, 2019, at the regularly scheduled Housing Policy and Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 S 5th St, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$5,100 for Parcel MH-178, \$4,500 for Parcel MH-181, \$5,200 for Parcel MH-112, \$5,300 for Parcel MH-219, \$5,000 for Parcel MH-218, \$5,000 for Parcel MH-217, \$5,000 for Parcel MH-216, and \$5,100 for Parcel MH-215.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale closing must occur on or before 180 days from the date this Resolution is approved by the City; and 2) payment of holding costs of \$1,000.00 per month if the land sale closing does not occur on or before the closing deadline.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the Department of Community Planning & Economic Development Director.

Be It Further Resolved that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Redeveloper in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate City official of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

RESOLUTION 2019R-415

By Gordon

Authorizing sale of land Disposition Parcels MH-212, MH-211, MH-210, MH-231, MH-34, MH-35 and MH-214 under the Minneapolis Homes Program at 3238 Vincent Ave N, 3247 Irving Ave N, 3656 Emerson Ave N, 3658 Emerson Ave N, 412 Logan Ave N, 418 Logan Ave N and 423 30th Ave N.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcels MH-212, MH-211, MH-210, MH-231, MH-34, MH-35 and MH-214 in the Cleveland, Folwell, Harrison and Hawthorne neighborhoods, from Twin Cities Habitat for Humanity, Inc., hereinafter known as the Redeveloper, the Parcels MH-212, MH-211, MH-210, MH-231, MH-34, MH-35 and MH-214 being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of MH-212; 3238 Vincent Ave N: Lot 9, Block 15, Branham and Greenleaf's Addition to Minneapolis; and
MH-211; 3247 Irving Ave N: Lot 3, Block 8, Sylvan Park Addition to Minneapolis; and
MH-210; 3656 Emerson Ave N: All of Lots 29 and 30 except the north 35 feet thereof, Block 12, Walton Park; and
MH-231; 3658 Emerson Ave N: North 35 feet of Lot 30, Block 12, Walton Park Addition to Minneapolis; and
MH-34; 412 Logan Ave N: Lot 15 and that part of Lot 16 lying South of the North 16.50 feet thereof all in Block 9, Mabin, White and Le Bron's Addition to Minneapolis; and
MH-35; 418 Logan Ave N: Lot 17 and the North 16.5 feet of Lot 16 all in Block 9, Mabin, White and Le Bron's Addition to Minneapolis; and
MH-214; 423 30th Ave N: Lot 25, Payne and Henderson's Subdivision in Blocks 24 and 25 of Morrison's Addition to North Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of \$20,000 for Parcel MH-212, \$12,500 for Parcel MH-211, \$ 12,700 for Parcel MH-210, \$11,000 for Parcel MH-231, \$15,800 for Parcel MH-34, \$15,800 for Parcel MH-35, \$4,800 for Parcel MH-214 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Redeveloper has submitted to the City a statement of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with the accepted methods in aiding the City in determining a re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on November 15, 2019, a public hearing on the proposed sale was duly held on December 4, 2019, at the regularly scheduled Housing Policy and Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 S 5th St, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$20,000 for Parcel MH-212, \$12,500 for Parcel MH-211, \$12,700 for Parcel MH-210, \$11,000 for Parcel MH-231, \$15,800 for Parcel MH-34, \$15,800 for Parcel MH-35, \$4,800 for Parcel MH-214.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale closing must occur on or before 180 days from the date this Resolution is approved by the City; and 2) payment of holding costs of \$1,000.00 per month if the land sale closing does not occur on or before the closing deadline.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the Department of Community Planning & Economic Development Director.

Be It Further Resolved that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Redeveloper in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate City official of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

RESOLUTION 2019R-416

By Gordon

Authorizing sale of land Disposition Parcels MH-224, MH-223, MH-222 and MH-221, under the Minneapolis Homes Program at 3601 Lyndale Ave N, 3611 Lyndale Ave N, 3615 Lyndale Ave N and 3619 Lyndale Ave N.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcels MH-224, MH-223, MH-222 and MH-221, in the McKinley neighborhood, from Greater Metropolitan Housing Corporation, hereinafter known as the Redeveloper, the Parcels MH-224, MH-223, MH-222 and MH-221, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of MH-224; 3601 Lyndale Ave N: Lot 15, Block 16, Walton Park; and
MH-223; 3611 Lyndale Ave N: Lot 13 and the North 20 feet of Lot 14, Block 16, Walton Park; and
MH-222; 3615 Lyndale Ave N: Lot 12, Block 16, "Walton Park"; and
MH-221; 3619 Lyndale Ave N: Lot 11, Block 16, Walton Park; and

Whereas, the Redeveloper has offered to pay the sum of \$76,500 for Parcels MH-224, MH-223, MH-222 and MH-221 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Redeveloper has submitted to the City a statement of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with the accepted methods in aiding the City in determining a re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on November 15, 2019, a public hearing on the proposed sale was duly held on December 4, 2019, at the regularly scheduled Housing Policy and Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 S 5th St, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$76,500 for Parcels MH-224, MH-223, MH-222 and MH-221.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale closing must occur on or before 180 days from the date this Resolution is approved by the City; and 2) payment of holding costs of \$1,000.00 per month if the land sale closing does not occur on or before the closing deadline.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the Department of Community Planning & Economic Development Director.

Be It Further Resolved that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Redeveloper in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate City official of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

RESOLUTION 2019R-417

By Gordon

Authorizing sale of land Disposition Parcel MH-232 under the Minneapolis Homes Program at 2705 Emerson Ave N.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcels MH-232, in the Jordan neighborhood, from Green Affordable Homes of Minnesota, LLC, hereinafter known as the Redeveloper, the Parcel MH-232, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of MH-232; 2705 Emerson Ave N: Lot 6, Block 23, Fairmount Park Addition to Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of \$10,000 for Parcel MH-232 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Redeveloper has submitted to the City a statement of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with the accepted methods in aiding the City in determining a re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on November 15, 2019, a public hearing on the proposed sale was duly held on December 4, 2019, at the regularly scheduled Housing Policy and Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 S 5th St, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$10,000 for Parcel MH-232.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale closing must occur on or before 180 days from the date this Resolution is approved by the City; and 2) payment of holding costs of \$1,000.00 per month if the land sale closing does not occur on or before the closing deadline.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the Department of Community Planning & Economic Development Director.

Be It Further Resolved that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Redeveloper in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate City official of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Housing Policy & Development Committee, Gordon offered Resolution 2019R-418 approving Modification No. 3 to the Housing Replacement District Plan, increasing tax increment revenues and expenditures by \$200,000.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-418

By Gordon

Approving Modification No. 3 to the Housing Replacement District Plan.

Whereas, pursuant to Laws of Minnesota 2003, Chapter 127, Article 12, Sections 31-34, and Minneapolis Code of Ordinances, Chapter 415, the City of Minneapolis (the "City"), acting by and through its department of Community Planning and Economic Development, has been granted the authority to propose and implement city development districts, housing and redevelopment projects and tax increment financing ("TIF") districts, all pursuant to Minnesota Statutes, Sections 469.001 through 469.134, and 469.174 through 469.1799, as amended, and other laws enumerated therein (collectively, the "Project Laws"); and

Whereas, Laws of Minnesota 1995, chapter 264, article 5, sections 44 through 47, as amended by Laws of Minnesota 1996, chapter 471, article 7, sections 21 and 22; Laws of Minnesota 1997, chapter 231, article 10, sections 12 and 13; Laws of Minnesota 2002, chapter 377, article 7, section 6; Laws of Minnesota 2008, chapter 154, article 9, sections 18 and 19; Laws of Minnesota 2008, chapter 366, article 5, section 20; Laws of Minnesota 2010, chapter 216, sections 45 and 46; and Laws of Minnesota 2011, 1st Spec. Sess. chapter 7, article 5, section 11 (collectively, the "Special Legislation") authorizes the City to establish housing replacement tax increment financing districts; and

Whereas, by Resolution 95R-397 duly adopted and approved December 29, 1995, by Resolution 2008R-275 duly adopted July 11, 2008 and approved July 15, 2008, and by Resolution 2011R-491 duly adopted October 7, 2011, the City approved the Special Legislation; and

Whereas, by Resolution 96R-210 duly adopted August 9, 1996 and approved August 12, 1996, the City approved a Housing Replacement District (HRD) Plan (the “HRD Plan”) and created an HRD Tax Increment Financing (TIF) District (the “District”). By Resolution 2009R-603 duly adopted December 18, 2009 and approved December 22, 2009, the City approved Modification No. 1 to the HRD Plan. By Resolution 2016R-501 duly adopted November 18, 2016 and approved November 21, 2016, the City approved Modification No. 2 to the HRD Plan; and

Whereas, it has been proposed and the City has caused to be prepared, and this Council has investigated the facts with respect to, Modification No. 3 to the Housing Replacement District Plan (the “Modification”). The Modification amends the tax increment budget to authorize increased revenues and expenditures, thus allowing the City to continue to meet commitments to outstanding financial obligations and ongoing project activities; and

Whereas, the City has performed all actions required by law to be performed prior to the adoption of the Modification, including, but not limited to, a review of the Modification by the affected neighborhood groups and the City Planning Commission, transmittal of the Modification to the Hennepin County Board of Commissioners and the Board of Education of Special School District No. 1 for their review and comment, and the holding of a public hearing upon published notice as required by law;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the objectives and actions authorized by the Modification are all pursuant to and in accordance with the Project Laws and the Special Legislation.

Be It Further Resolved that the District is a housing replacement district pursuant to the Special Legislation.

Be It Further Resolved that the proposed development would not reasonably be expected to occur solely through private investment within the reasonably foreseeable future.

Be It Further Resolved that the Modification conforms to the general plan for the development or redevelopment of the city as a whole, as reflected in the written comments of the City Planning Commission with respect to the Modification on file in the office of the City Clerk.

Be It Further Resolved that the Modification will afford maximum opportunity, consistent with the sound needs of the city as a whole, for the redevelopment of market rate housing by private enterprise.

Be It Further Resolved that, as permitted by the Special Legislation, revenues from the District may be made available for activities eligible under the HRD Plan related to parcels not in the District, but which would qualify for inclusion in the District under the Special Legislation.

Be It Further Resolved that it is necessary and in the best interests of the City at this time to approve the Modification.

Be It Further Resolved that the Modification presented to the Council on this date is hereby approved and shall be placed on file in the office of the City Clerk.

Be It Further Resolved that after passage and publication of this Resolution, the officers and staff of the City and the City's consultants and counsel are authorized and directed to proceed with the implementation of the Modification.

Be It Further Resolved that pursuant to Minnesota Statutes, Section 469.178, Subdivision 7, the Council authorizes one or more interfund loans or advances between the tax increment ("TI") special revenue fund for the District and the other TI special revenue funds of the City. Each such interfund loan to or from District shall be in the principal amount needed to offset a negative cash balance. The interest rate charged on each such interfund loan to or from the District shall be equal to the average interest rate that revenue in the City's TI special revenue funds earn at the time the loan is made, and such interest rate shall vary over time. In no event will the interest rate charged on any such interfund loan exceed the greater of the rates specified under Minnesota Statutes, Section 270C.40 or 549.09, as such statutory rates are adjusted from time to time. The maximum term of each such interfund loan to the District shall be the earlier of 1) the date that all principal and accrued interest on the loan is repaid, and 2) the date the District is decertified. The maximum term of each such interfund loan from the District to another TIF district shall be the earlier of 1) the date that all principal and accrued interest on the loan is repaid, and 2) the date the other TIF district is decertified.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1016

Gordon moved approval of the following Mayoral reappointments to the Minneapolis Public Housing Authority for three-year terms beginning Jan 1, 2020, and ending Dec 31, 2022: Cara Letofsky, Seat 2, Ward 2; and Andrea Brennan, Seat 3, Ward 13.

Cano moved to postpone to the meeting of January 17, 2019.

On roll call, the result was:

Ayes: Jenkins, Cano (2)

Noes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Bender, Schroeder, Johnson, Palmisano (11)

Absent: (0)

Failed.

On roll call, the result of the main motion was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Bender, Schroeder, Johnson, Palmisano (11)

Noes: Jenkins, Cano (2)

Absent: (0)

Adopted.

On behalf of the Housing Policy & Development Committee, Gordon offered Resolution 2019R-419 authorizing the carryforward of unused Year 2019 Tax Exempt Housing Revenue Bonds for the Multifamily Housing Program.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-419
By Gordon

Approving the Carryforward of Unused 2019 Private Activity Volume Cap for Qualified Residential Rental Bonds.

Whereas, the City of Minneapolis, Minnesota (the “City”) is an “entitlement issuer” within the meaning of Minnesota Statutes, Section 474A.02, subd. 7; and

Whereas, the City’s entitlement allocation of private activity bond volume cap for 2019 under Minnesota Statutes, Chapter 474A.03, subdivisions 1 and 2a was \$52,999,453 (the “2019 Allocation”); and

Whereas, the City expects to issue \$49,751,183 of private activity bonds allocable to its 2019 Allocation on or prior to December 31, 2019; and

Whereas, the City may, under § 146(f) of the Internal Revenue Code of 1986, as amended (the “Code”), and under Minnesota Statutes, Chapter 474A, “carryforward” all or a portion of the City’s unused 2019 Allocation for use in calendar years 2020, 2021, and 2022; and

Whereas, the City has determined that there continues to be a shortage of financing for residential rental projects which persons and families residing or desiring to reside in the City can afford; and

Whereas, private activity volume cap is a limited resource, and it is in the best interest of the public health, safety and welfare that the City carryforward for qualified carryforward purposes its unused 2019 Allocation as of December 31, 2019;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City’s unused 2019 Allocation as of December 31, 2019 shall be carried forward for the purpose of issuing qualified residential rental bonds. This Resolution is not intended to be a binding commitment of the City to issue any particular series of bonds in connection with any particular qualified residential rental project.

Be It Further Resolved that each of the Director or the Deputy Director of the Department of Community Planning and Economic Development is hereby authorized and directed to execute and cause to be filed with the Internal Revenue Service (the “IRS”) a Form 8328 specifying the amount of the 2019 Allocation to be carried forward as described above. The Form 8328 shall be filed with the IRS on or before February 15, 2020. Each of the Director or the Deputy Director is further authorized to notify the Minnesota Department of Management and Budget of such carryforward at such time and as required by Minnesota Statutes, Chapter 474A.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 12/14/2019.

(Published 12/18/2019)

COUNCIL ACTION 2019A-1017

The Minneapolis City Council hereby:

1. Approves the transfer and assignment of the Redevelopment Contract for 756 Jackson St NE, with Blue Golds Ventures, LLC to Great Lakes Property Group, LLC or an affiliated entity.
2. Amends the Redevelopment Contract to reflect the new project terms.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1018

The Minneapolis City Council hereby:

1. Accepts the bid of Dwaynes Lawn and Snow Care, submitted on Event No. 678, in the amount of \$534,600, to furnish and deliver all labor, materials, and incidentals, for property maintenance, mowing and snow removal from Jan 1, 2020 to Dec 31, 2022, and authorizing a contract for the service, all in accordance with City specifications.
2. Accepts the bid of Hennepin County Sentence to Serve, submitted on Event No. 678, in the amount of \$390,500, to furnish and deliver all labor, materials, and incidentals, for property maintenance, mowing and snow removal from Jan 1, 2020 to Dec 31, 2022, and authorizing a contract for the service, all in accordance with City specifications.
3. Accepts the bid of Better Futures Minnesota submitted on Event No. 678, in the amount of \$594,000, to furnish and deliver all labor, materials, and incidentals, for property maintenance, mowing and snow removal from Jan 1, 2020 to Dec 31, 2022, and authorizing a contract for the service, all in accordance with City specifications.
4. Accepts the bid of Tree Trust submitted on Event No. 678, in the amount of \$459,000, to furnish and deliver all labor, materials, and incidentals, for property maintenance, mowing and snow removal from Jan 1, 2020 to Dec 31, 2022, and authorizing a contract for the service, all in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1019

Gordon moved to approve the following:

1. An amended and restated City of Minneapolis Unified Housing Policy to include Inclusionary Zoning requirements, a ban on short-term rentals in projects that receive City financial assistance and/or are developed on property purchased from the City and other miscellaneous formatting updates.
2. Amendments to the City of Minneapolis Inclusionary Zoning Revenue Loss Offset Assistance Policy.

On motion by Gordon and Fletcher, the definition for student eligible housing in the Unified Housing Policy and Inclusionary Zoning Compliance Manual was amended to read as follows:

“Student Eligible Housing” shall mean projects that meet the following requirements:

- Provide on-site affordable units, where at least 8% of the total units in the project are affordable to and occupied by households with an income at or below 60% of AMI; and
- Do not receive Revenue Loss Offset assistance; and
- Are in the University Overlay District. Staff are further directed to revisit this limitation after three years, and make a recommendation to remove it or leave it in place.

Clarifying that for Student Eligible Housing, units with multiple bedrooms can be counted on a per bedroom basis if all leases for units with multiple bedrooms in the project are signed for individual bedrooms rather than on a unit basis provided the maximum rent for a bedroom in a unit with multiple bedrooms must not exceed 60% of the maximum rent for an efficiency unit at the 60% AMI limit, as published annually by HUD. Establishing that students who are eligible for the federal Pell grant shall be eligible for Student Eligible Housing.

Further clarifying that for the purposes of assessing Design/Unit Comparability Standards for Student Eligible Housing projects in which leases for units with multiple bedrooms are signed for individual bedrooms rather than on a per unit basis, unit types for affordable bedrooms should be proportional to market rate bedrooms.

On motion by Gordon and Fletcher, staff was directed to develop rules in the compliance manual on how combined unit/bedroom developments will comply with the Unified Housing Policy.

On roll call, the result of the main motion was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted, as amended.

The PUBLIC HEALTH, ENVIRONMENT, CIVIL RIGHTS & ENGAGEMENT Committee submitted the following report:

Cunningham moved to return to author the subject matter of an ordinance amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances relating to Housing: Maintenance Code, adding and amending provisions related to the removal of trees subject to invasive species infestation.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Public Health, Environment, Civil Rights & Engagement Committee, Cunningham offered Ordinance 2019-060 amending Title 15, Chapter 399 of the Minneapolis Code of Ordinances relating to Offenses--Miscellaneous: Control of Invasive Species Tree Pests, adding and amending provisions related to the removal of trees subject to invasive species infestation.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2019-060
By Gordon
Intro & 1st Reading: 11/16/2018
Ref to: PECE
2nd Reading: 12/13/2019

Amending Title 15, Chapter 399 of the Minneapolis Code of Ordinances relating to Offenses—Miscellaneous: Control of Invasive Species Tree Pests.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 399.10 of the above-entitled ordinance be amended to read as follows:

399.10. ~~Park and recreation board to administer~~ Administration. (a) The park and recreation board, its officers, employees and agents, is hereby authorized and empowered to coordinate and perform all activities of the municipality under this chapter.

(b) The departments of health and regulatory services, their officers, employees and agents, are hereby authorized and empowered to coordinate and perform only the activities described in section 399.60(c) and related assessment processing and collection pursuant to section 399.70 four (4) months after a sufficient funding source is identified and made available.

Section 2. That Section 399.60 of the above-entitled ordinance be amended to read as follows:

399.60. Abatement on private property. (a) Whenever the park and recreation board, its officers, employees and agents, find with reasonable certainty that the infection and/or infestation defined in section 399.20 exists in any tree or wood located on private property, outside of any public way in the city, they shall notify by personal delivery or first class mail, the owner or person in control of such property on which the nuisance is found, of the infection and/or infestation, and direct that the infection and/or infestation shall be removed and burned, or otherwise, effectively treated in an approved manner by such owner within ten (10) days after receipt of such notice. The notice shall also state that if such nuisance shall not have been abated by the owner within the time provided, the owner or person in charge may be charged with a violation of this chapter for maintaining a nuisance and that the city by and through its park and recreation board may abate the nuisance and assess the costs against said property.

(b) If the owner or person in control of any private premises upon which such a tree is situated fails to have such a tree so removed and burned or otherwise effectively treated, within ten (10) days after receipt of notification by mail, the park and recreation board, its officers, employees and agents, shall proceed to have such tree removed and burned, or otherwise effectively treated, and any expense incurred by the city in so doing shall be a charge and lien upon the said property and shall be collected as a special assessment in the same manner as other special assessments.

(c) Any owner or person in control of any private premises upon which a tree is situated of a species that has been declared by the Director of Forestry for the park and recreation board to be subject to widespread infestation may voluntarily and proactively request to have such a tree removed as a potential hazard and nuisance, and to have the expense of such removal collected as a special assessment in the same manner as other special assessments.

Section 3. That Section 399.70 of the above-entitled ordinance be amended to read as follows:

399.70. Collection of assessment. The cost of the abatement of any such nuisance paid by the park and recreation board, or by the departments of health or regulatory services pursuant to section 399.60(c), and not reimbursed by the owner on or before September first of each year shall be reported by the board to the city council and the city council shall assess and levy and cause to be collected the amount of such cost as a special assessment upon and against said premises and property upon which said nuisance existed in like manner as such other special assessments. Any such assessment levied ~~after January 1, 1975,~~ and remaining uncollected, at the option of the property owner, shall be payable either in one sum, or ~~not more than five (5)~~ in successive annual installments to the extent permitted by law, pursuant to ~~Minnesota Statutes, Section 18.023, Subdivision 7~~ Minn. Statute Chapter 429 or other applicable law, charter, and ordinance. Said amounts collected shall be credited to the tree preservation and reforestation fund, except that any amounts collected pursuant to section 389.60(c) shall be credited to department that paid the cost of abatement.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1020

The Minneapolis City Council hereby directs Health, Regulatory Services, Licensing, and Finance and Property Services staff to create an implementation plan for the Invasive Tree Species ordinance, with input from stakeholders, including licensed tree servicing companies, as follows:

1. Piloting the Program in 2020 with full implementation in 2021;
2. Creating a mechanism to sustainably finance proactive ash tree removal and replacement on private property without relying on existing departmental operating budgets;
3. Focusing on equity by targeting outreach to Green Zones; and
4. Expanding the pool of licensed tree servicing companies that can contract with the City to perform this work.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Public Health, Environment, Civil Rights & Engagement Committee, Cunningham offered Ordinance 2019-061 amending Title 3 of the Minneapolis Code of Ordinances relating to Air Pollution and Environmental Protection, adding thereto a new Chapter 45 entitled Environmental Program Fees to centrally locate existing environmental fees, and amending various provisions to reference the new chapter, update to ensure compliance with state law changes, and for accuracy and clarity: Chapter 45 Environmental Program Fees; Chapter 46 Hazardous and Industrial Waste Generation, Handling, Storage and Disposal; Chapter 48 Minneapolis Watershed Management Authority; Chapter 50 Minneapolis Waste Control and Waste Discharge Rules; Chapter 52 Erosion and Sediment Control and Discharge; and Chapter 59 Construction Activities.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2019-061
By Gordon
Intro & 1st Reading: 9/27/2019
Ref to: PECE
2nd Reading: 12/13/2019

Amending Title 3 of the Minneapolis Code of Ordinances relating to Air Pollution and Environmental Protection.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Title 3 of the Minneapolis Code of Ordinances be amended by adding thereto a new Chapter 45, including Sections 45.10 through 45.110, to read as follows:

CHAPTER 45. ENVIRONMENTAL PROGRAM FEES

45.10. - In general. The Minneapolis Code of Ordinances, for purposes of chapter, shall hereinafter be referred to as "this Code." The Minneapolis commissioner of health or the commissioner's designee(s) shall be referred in this chapter as the "health official."

45.20. - Fee procedure. The fees established and set forth in this chapter shall be collected by the city before the issuance of any permits for which fees are required under the provisions of this chapter. The health official shall not issue any such permit for which the payment of a fee is required by said provisions until such fee shall have been paid to the city, excepting, however, such permits may be issued for work to be done for the United States without the payment of any fee. Every person, at the time of applying to the city for any permit for which a fee is required to be paid under the provisions of this chapter, except in the case of street permits, shall make a statement in writing, upon blanks and forms to be furnished by the city for that purpose, which shall contain information as to the location, nature, extent and cost of the proposed structure, work, installation or other purpose, as well as all other information which the city shall have the right to require under this Code and said statement shall contain a declaration that the facts

and representations herein made are true and correct, which statement shall be subscribed to by the person or persons, or officer or agent of the corporation applying for said permit. Upon such statement being filed as above required and upon the payment to the city by the applicant for said permit of the required fee for said permit, said health official shall issue such permit. All fees collected shall be paid over to the city finance office, daily, or as soon after collections as practicable. The health official shall determine exemption from permit and fee requirements pursuant to federal and state law and this Code.

45.30. Fee refunds. (a) The health official shall cause to be placed on the city website where permit applications and notification forms are located and pollution control annual registration information is maintained notice of such size and readability that persons shall be notified of the refund policies of the department. Refunds requested under this section shall be made upon written form and submitted to the health official. The city finance officer shall refund such monies by issuing a check to the applicant for the refund amount due, upon receipt of a check request approved by the health official. Said request shall contain the name and address of the applicant, the permit or license number, and the amount of refund due under this section.

(b) Refunds of any environmental permit-related fees collected by the city in accordance with this chapter are as follows:

(1) Full refunds may be granted due to Minneapolis health department errors.

(2) If none of the work authorized by a permit has started, an administrative processing fee as established by section 45.90 will be retained by the city. The remainder of the fees will be refunded to the permit applicant.

(3) If any of the work authorized by a permit has started, the department may retain a percentage of the fee for such permit equal to the percentage of work completed in addition to the processing fee.

(4) Well fees are nonrefundable except as provided for in Minn. Rule Part 4725.1836.

(5) All claims for refunds of permit fees in accordance with this section shall be made to the health official within one hundred eighty (180) calendar days of the payment of said fees.

(c) Pollution Control Annual Registration (PCAR) Fees. PCAR holders have the opportunity each year to request review and adjustment of invoiced registration fees. Submission of payment for a PCAR is taken as confirmation that equipment, processes, and emissions identified on the PCAR invoice are accurate at that time. Refunds of any PCAR fees collected by the city in accordance with Title 3 of the Minneapolis Code of Ordinances are as follows:

(1) Full refunds for the current PCAR registration cycle may be granted due to an error by the Minneapolis health department. A claim must be submitted within ninety (90) calendar days of when payment was processed.

(2) Refund requests for a prior PCAR cycle must include documentation that such a request was made before payment was received. Documentation must be from a verifiable source such as a certified mail receipt, a service request documented by Minneapolis Information Services (Minneapolis 311), dated email from a Minneapolis health official or documentation stamped by a public notary.

(3) Approved refund requests can include an administrative processing fee as established by section 45.90 which will be retained by the city and deduction for equipment, operations and emissions that were existing at that time but not registered.

(4) Interest and adjustment for inflation will not be included on any approved refund request.

(5) Refund requests are limited to the current and four previous PCAR cycles.

45.40. - Service charges. (a) When an agency or person requests that research work or service be performed by the Minneapolis health department, an hourly research fee as established pursuant to section 45.90, at a minimum charge of two (2) hours, shall be imposed.

(b) For each check returned as nonnegotiable due to insufficient funds, closed account or other reason, a bad-check charge of thirty dollars (\$30.00) shall be collected together with the face amount of the returned check. In the future, this amount shall change to follow Minn. Statute Section 604.113, subd. 2(a), as amended.

45.50. - Minimum fee. For any work to be done for which a permit is required, and for which a permit fee has not been established by some other section of this Code, statute, rule, or ordinance, the minimum fee shall be as established in the Environmental Program Fee Schedule pursuant to section 45.90.

45.60. - Working without a permit or notification. Should any person begin work of a kind for which a permit from the city is required by this Code without having secured the necessary permit therefor from the city, that person shall, when subsequently securing such permit, be required to pay double the fees provided for such permit, and shall be subject to all the penal provisions of said Code.

45.70. - Inspection fee. (a) *Inspections outside of normal work hours.* When inspections are required and are not provided for by a permit fee or are requested outside of normal work hours (8:00 – 4:30 pm), the fee for those inspections shall be as established herein. The fee for inspections of a transitory project, including but not limited to carnivals, festivals, and special events, for other inspections to be performed during hours other than the normal working hours established by the city, for any inspection requested when no permit is issued, or for any inspection requested or required for which no specific fee is otherwise established shall be based on an hourly fee as established in the Environmental Program Fee Schedule pursuant to section 45.90 of this Code, including any minimum specified fee, such fees to be paid by the contractor, building owner or agent, or any other person requesting the inspection before any inspections are performed.

(b) *Re-inspection fee.* Any person doing work, for which a permit has been issued, in a manner so as to require additional inspections over and above the normal inspections required by this code and its amendments, shall be required to pay a re-inspection fee as established in the Environmental Program Fee Schedule pursuant to section 45.90 of this Code for each and every additional inspection required to be made until all such work is found to be in compliance with the applicable code. Such fees to be paid by the contractor, building owner or agent, or any other person requesting the inspection before any inspections are performed.

45.80. - Violations. No person shall violate any provision of this chapter, or make any false statement in the affidavit as sworn statement made, as required by this Code, in connection with the securing of any permit from the city.

45.90. - Unit based and valuation categories permit fee adjustment; fee schedule. (a) The minimum fee as shown in section 45.50 and certificate, permit, service or other fees calculated on a unit item or other basis, as shown in sections 46.40, 48.310, 50.70, 56.110, 59.30, 59.40, 59.50, and 389.105 shall be in a schedule titled Environmental Program Fee Schedule.

(b) The city shall publish, maintain and make available to the public via all readily available means, including posting to the city's designated Internet site(s), the Environmental Program Fee Schedule of all such fees referenced in subsection (a). Such schedule shall be updated by the health official on April 1 of each year. Any update that changes fees in the Environmental Program Fee Schedule shall be determined by using established cost index standards including but not limited to the construction cost index (CCI), the consumer price index (CPI), and any other such standard used for construction or consumer cost estimating. Different adjustments may be made to the various fees in the Environmental Program Fee Schedule if the city determines that such differences are justified. Adjustments to the Environmental Program Fee Schedule shall be made available to the public a minimum of thirty (30) days before becoming effective.

45.100. - Fees required. The city, before issuing any permit for erosion and sediment control shall require the payment by the applicant of such permit fees in the amount herein provided.

45.110. - Basic fees. The fees for the permit required by section 52.140 shall be as established in section 45.90 based on the following categories:

TABLE A
EROSION AND SEDIMENT CONTROL PLAN REVIEW
AND INSPECTION FEES (UTILITIES)

Per lineal foot disturbed—Minimum fee as established by Section 91.40

TABLE B
EROSION AND SEDIMENT CONTROL PLAN REVIEW
AND INSPECTION FEES
(MULTI-FAMILY, COMMERCIAL, AND INDUSTRIAL)

500 square feet or less

501 square feet or more

*Area is based on ground area disturbed

TABLE C

676 square feet or less detached garage ... No fee

ALL OTHER CONSTRUCTION
EROSION AND SEDIMENT CONTROL
PLAN REVIEW AND INSPECTION FEES
(SINGLE-FAMILY RESIDENTIAL)

500 square feet or less

501 to 3,000 square feet

3,001 square feet or more

For each additional 1,000 square feet

*Area is based on building footprint

TABLE D
EROSION AND SEDIMENT CONTROL PLAN REVIEW
AND INSPECTION FEES (DEMOLITION ONLY)

Single-family residential

All others

(If building permit is issued at same time as demolition permit, the fee will be waived.)

TABLE E
EROSION AND SEDIMENT CONTROL PLAN REVIEW
AND INSPECTION FEES (MAINTENANCE PROJECTS)

Annual permit

Other Inspections and fees:

Inspection outside of normal business hours per hour*
(minimum charge—two (2) hours)

*Or the total hourly cost to the city, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

Section 2. That Section 46.40 contained in Chapter 46, Hazardous and Industrial Waste Generation, Handling, Storage and Disposal, be amended to read as follows:

46.40. - Permit required. (a) *Generally.* No person may begin operations of a hazardous waste facility without first filing an application and paying the permits fees as established in section ~~91.70~~ 45.90. Failure to obtain the permit prior to conducting the activity shall be deemed a violation and may result in late fees.

(b) *Permit requirements.* A permit shall not be issued for the operation of a new hazardous waste facility unless a hazardous waste facility application has been submitted along with a hazardous waste site plan, spill pollution prevention plan and application fees. The commissioner may require additional information or data deemed appropriate and/or may impose such conditions thereto as may be deemed necessary to ensure compliance with the provisions of this Code for the preservation of public health and safety.

(1) *Hazardous waste facility application.* A written application from the site operator or their authorized representative shall be required for each permit. The application shall identify contact information a narrative of the business and be signed by the owner.

(2) *Hazardous waste site plan.* The site plan shall be drawn to an appropriate scale and shall include sufficient information to evaluate the environmental characteristics of the affected areas, the potential impacts of the proposed hazardous waste facility, and measures proposed to contain spills and releases.

(3) *Spill pollution prevention plan.* The spill pollution prevention plan shall describe what measures, training and equipment have taken place and been purchased to prevent spills from occurring and what measures will be taken to address a release.

(4) *Approval.* Approval of the permit application shall be identified by the addition of a hazardous waste generating facility or hazardous waste processing facility on the pollution control annual registration certificate. Application fees are authorized to cover review of the application and registration for the remaining registration year.

(c) *Existing hazardous waste facilities.* A hazardous generating waste facility existing prior to January 1, 2008, must have on file, with the commissioner, a hazardous waste facility application, a hazardous waste site plan, and a spill pollution prevention plan.

Section 3. That Section 48.10 contained in Chapter 48, Minneapolis Watershed Management Authority, be amended to read as follows:

48.10. - Definitions. (a) The words used in this chapter shall have the meanings given in Minnesota Statutes and Minnesota Rules, except where the context clearly shows otherwise. Wherever the word "agency" or "Minnesota Pollution Control Agency" is used in Minnesota Rules as incorporated into this chapter by section 48.20, it shall be held to mean the City of Minneapolis. Wherever the word "commissioner" is used in Minnesota Rules, as incorporated into this chapter by section 48.20, it shall be held to mean the commissioner of the Minneapolis Health Department or the commissioner's designee. State definitions shall include, but shall not be limited to the following:

Abate means to lower, depreciate, reduce, or eliminate contaminants or lower, depreciate, reduce, or eliminate actions that may lead to pollution.

Aboveground storage tank system means any one (1) or a combination of containers, vessels, and enclosures, including structures and appurtenances connected to them, that is used to contain or dispense regulated substances, and that is not an underground storage tank. An aboveground tank includes rail cars, and trucks.

Boring means a hole or excavation ~~that is not used to extract water~~ and includes exploratory borings, ~~environmental bore holes, vertical heat exchangers, and elevator shafts~~ bored geothermal heat exchangers, temporary borings, and elevator borings.

Contaminated soil means any soil contaminated with petroleum, hazardous waste, or one (1) or more pollutants in concentrations that exceed natural background levels as determined through an environmental assessment and laboratory analysis.

Dilution means any act of thinning down or weakening a concentration of a substance by mixing or adding a liquid, solid, semisolid, or gas.

Discharge means the addition of any pollutant to the waters of the state or to any disposal system.

Disposal system means a system for disposing of sewage, industrial waste and other wastes, and includes sewer systems and treatment works.

Environmental well means an excavation fifteen (15) or more feet in depth that is drilled, cored, bored, washed, driven, dug, jetted, or otherwise constructed to:

(1) Conduct physical, chemical, or biological testing of groundwater, and includes a groundwater quality monitoring or sampling well;

(2) Lower a groundwater level to control or remove contamination in groundwater, and includes a remedial well and excludes horizontal trenches; or

(3) Monitor or measure physical, chemical, radiological, or biological parameters of the earth and earth fluids, or for vapor recovery or venting systems. An environmental well includes an excavation used to:

a. Measure groundwater levels, including a piezometer;

b. Determine groundwater flow direction or velocity;

c. Measure earth properties such as hydraulic conductivity, bearing capacity, or resistance;

d. Obtain samples of geologic materials for testing or classification; or

e. Remove or remediate pollution or contamination from groundwater or soil through the use of a vent, vapor recovery system, or sparge point.

An environmental well does not include an exploratory boring.

Flammable liquid shall have the meaning given by the U.S. Occupational Health and Safety Administration (OSHA) which defines a flammable liquid as "any liquid having a flash point below one hundred (100) deg. F. (37.8 deg. C.), except any mixture having components with flash points of one hundred (100) deg. F. (37.8 deg. C.) or higher, the total of which make up ninety-nine (99) percent or more of the total volume of the mixture. Flammable liquids shall be known as Class I liquids."

Hazard means anything capable of causing, or contributing to an adverse effect or event. The hazard associated with a suspected toxic substance is contingent on both its level of toxicity and degree of exposure to the substance.

Hazardous material means:

(1) A substance listed in Code of Federal Regulations, Title 40, Part 302, including petroleum under Subpart 36, Item C, but not including:

- a. A hazardous waste listed or identified under Code of Federal Regulations, Title 40, Part 261;
- b. Petroleum under Subpart 36, Item A, B, or D; or
- c. A substance that is not liquid at a temperature of sixty (60) degrees Fahrenheit and pressure of 14.7 pounds per square inch absolute; or

(2) Any mixture of substances identified in item (1) and petroleum, unless the amount of the substance identified in item a) is de minimus.

Substances identified in items (1) and (2) which also meet the definition of petroleum are considered hazardous materials.

Hazardous waste means any refuse, sludge, or other waste material or combinations of refuse, sludge or other waste materials in solid, semisolid, liquid, or contained gaseous form which because of its quantity, concentration, or chemical, physical, or infectious characteristics may:

- (1) Cause or significantly contribute to an increase in mortality or an increase in serious irreversible, or incapacitating reversible illness; or
- (2) Pose a substantial present or potential hazard to human health or the environment when improperly treated, stored, transported, or disposed of, or otherwise managed. Categories of hazardous waste materials include, but are not limited to: explosives, flammables, oxidizers, poisons, irritants, and corrosives. Hazardous waste does not include source, special nuclear, or by-product material as defined by the Atomic Energy Act of 1954, as amended.

Industrial waste means any solid, liquid, or other wastes, resulting from any industrial, manufacturing, or business process, or from the development, recovery, or processing of a natural resource, which requires special handling or processing prior to disposal.

Leak means the uncontrolled passage or escape of liquid or gaseous substances through a break or flaw in a container or system.

~~*Monitoring well* means an excavation that is drilled, cored, bored, washed, driven, dug, jetted, or otherwise constructed to extract groundwater for physical, chemical, or biological testing. This includes a groundwater quality sampling well.~~

Other wastes mean garbage, municipal refuse, decayed wood, sawdust, shavings, bark, lime, sand, ashes, offal, oil, tar, chemicals, dredged spoil, solid waste, incinerator residue, sewage sludge, munitions,

chemical wastes, biological materials, radioactive materials, heat, wrecked or discarded equipment, rock, cellar dirt or municipal or agricultural waste, and all other substances not included within the definitions of sewage and industrial waste set forth in this chapter which may pollute or tend to pollute the waters of the state.

Out of service well is any well, excluding monitoring and recovery/remedial wells, that is no longer being used to extract groundwater and shall include, but shall not be limited to: domestic drinking water wells; nontransient, noncommunity public water supply wells; air cooling wells; industrial wells; or irrigation wells.

Pollutant means any "pollutant" defined in section 502(6) of the Clean Water Act. Pollutants may include, but are not limited to the following:

- (1) Residential, commercial and industrial waste (such as fuels, solvents, detergents, plastic pellets, hazardous substances, fertilizers, pesticides, slag, ash and sludge).
- (2) Metals such as cadmium, lead, zinc, mercury, silver, nickel, chromium, copper and non-metals such as phosphorous and arsenic.
- (3) Petroleum hydrocarbons (such as fuels, lubricants, surfactants, waste oils, solvents, coolants and grease).
- (4) Excessive eroded soil, sediment, and particulate materials in amounts that may adversely affect the beneficial use of the receiving waters, flora or fauna of the state.

Pollution of water, water pollution, pollute the water means:

- (1) The discharge of any pollutant into any waters of the state or the contamination of any waters of the state so as to create a nuisance or render such waters unclean, or noxious, or impure so as to be actually or potentially harmful or detrimental or injurious to public health, safety or welfare, to domestic, agricultural, commercial, industrial, recreational or other legitimate uses, or to livestock, animals, birds, fish or other aquatic life; or
- (2) The alteration made or induced by human activity of the chemical, physical, biological, or radiological integrity of waters of the state.

Regulated substance means a hazardous material or hazardous waste.

Remediation means cleanup or any other set of actions, methods, or controls, such as biological, chemical, thermal or physical, used to treat, remove, contain, stabilize, cap, isolate or substantially reduce the amounts of toxic materials in water, air, soil, or other media.

Risk means the predicted probability or actual frequency of an occurrence of an adverse effect or event.

Sewage means the water-carried waste products from residences, public buildings, institutions or other buildings, or any mobile source, including the excrementitious or other discharge from the bodies of human beings or animals, together with such ground water infiltration and surface water as may be present.

Sewer system means pipelines or conduits, pumping stations, and force mains, and all other constructions, devices, and appliances appurtenant thereto, used for conducting sewage or industrial waste or other wastes to a point of ultimate disposal.

Site means any tract or parcel of land, and including all buildings or structures on such lands.

Spill means the accidental or intentional spilling, leaking, pumping, pouring, emitting, or dumping into or on any land or water of hazardous wastes or materials which, when spilled, become hazardous wastes.

Standards means effluent standards, effluent limitations, standards of performance for new sources, water quality standards, pretreatment standards, and prohibitions.

Tank is a stationary device designed to contain an accumulation of regulated substances and constructed of nonearthen materials, such as concrete, steel, and plastic, that provides structural support. Tank includes bladders, rail cars, and trucks.

~~*Temporary monitoring well* is a monitoring well which is constructed and sealed within a seventy-two-hour time frame~~

Temporary boring means an excavation that is fifteen (15) feet or more in depth, is sealed within seventy-two (72) hours of the time of construction, and is drilled, cored, washed, driven, dug, jetted, or otherwise constructed to:

(1) Conduct physical, chemical, or biological testing of groundwater, including groundwater quality monitoring;

(2) Monitor or measure physical, chemical, radiological, or biological parameters of earth materials or earth fluids, including hydraulic conductivity, bearing capacity, or resistance;

(3) Measure groundwater levels, including use of a piezometer; and

(4) Determine groundwater flow direction or velocity.

Temporary borings less than twenty-five (25) feet are exempt from fee and notification requirements; only a sealing record is required.

Underground storage tank system means any one (1) or a combination of containers including tanks, vessels, enclosures, or structures and underground appurtenances connected to them, that is used to contain or dispense an accumulation of regulated substances and the volume of which, including the volume of the underground pipes connected to them, is ten (10) percent or more beneath the surface of the ground.

Waters of the state means all streams, lakes, ponds, marshes, watercourses, waterways, wells, springs, reservoirs, aquifers, irrigation systems, drainage systems and all other bodies or accumulations of water, surface or underground, natural or artificial, public or private, which are contained within, flow through, or border upon the state or any portion thereof.

Water refers to "waters of the state," as defined in this chapter.

Watershed means all lands enclosed by a continuous hydrologic drainage divide and lying upslope from a specified water body or point.

Well means an excavation that is drilled, cored, bored, washed, driven, dug, jetted, or otherwise constructed if the excavation is intended for the location, diversion, artificial recharge, or acquisition of groundwater. This includes monitoring wells, drive point wells, and dewatering wells. "Well" does not include:

- (1) An excavation by backhoe, or otherwise for temporary dewatering of groundwater for nonpotable use during construction, if the depth of the excavation is twenty-five (25) feet or less;
- (2) An excavation made to obtain or prospect for oil, natural gas, minerals, or products of mining or quarrying;
- (3) An excavation to insert media to repressure oil or natural gas bearing formations or to store petroleum, natural gas, or other products;
- (4) An excavation for nonpotable use for wildfire suppression activities; or five (5) borings.

Wellhead refers to a man-made physical structure or device at the land surface from or through which groundwater flows or is pumped from subsurface water-bearing formations.

Wellhead protection device is a manmade device attached to a wellhead that is intended to protect and preserve the quality of groundwater by preventing the entry of hazardous contaminants from the land surface.

(b) Other words and abbreviations used herein which are not specifically defined in applicable federal, state or city law shall be construed in conformance with the context, in relation to the applicable section of the statutes pertaining to the matter at hand, in conformance with the principles set forth in Chapter 3 of this Code, and in conformance with professional usage.

Section 4. That Section 48.260 contained in Chapter 48, Minneapolis Watershed Management Authority, be amended to read as follows:

48.260. Wells and borings. (a) Where not previously defined, terminology used in this section shall have the meanings given in Minnesota Statutes, Section 1031.05 and Minnesota Rules, Chapter 4725.

~~(b) No person shall construct, modify or reconstruct any well without first having filed a well construction application and receiving written approval from a licensed well inspector for the City of Minneapolis. Interim verbal approval may be given, provided the permit application is submitted by the applicant within five (5) days of verbal approval. The permit must note that verbal approval was given and the date of such approval. For each type of well to be constructed, modified or reconstructed including, but not limited to: monitoring wells; recovery/remediation wells; domestic drinking water wells; nontransient, noncommunity public water supply wells; air cooling wells; industrial wells; noncommunity public supply well, or irrigation wells, the applicant shall pay the permit fee(s) required by section 48.310 to the authority. This fee is in addition to the state core function fee as established in Minnesota Statutes, Section 1031.208, Subd. 1a. No person shall construct, modify or reconstruct any well without first having filed a well construction permit application.~~

(c) Any person that owns ~~a monitoring well, a recovery well/remedial well~~ an environmental well, a commercial water supply well, a water supply well, or an out of service well within the city shall register each well with the authority and pay the authority the annual registration fee(s) required by section 48.310.

(d) ~~No person shall seal any well without first filing a well sealing application, receiving written approval from a licensed well inspector for the City of Minneapolis and paying the authority all permit fee(s) required by section 48.310 for all wells including, but not limited to monitoring wells; recovery/remediation wells; domestic drinking water wells; nontransient, noncommunity public water supply wells; air cooling wells; industrial wells; noncommunity public supply well, or irrigation wells. The fee is in addition to the state core function fee as established in Minnesota Statutes, Section 103I.208, Subd. 1a. Interim verbal approval may be given, provided the permit application is submitted by the applicant within five (5) days of verbal approval. The permit must note that verbal approval was given and the date of such approval. No person shall seal any well — including, but not limited to environmental wells, domestic drinking water wells, nontransient, noncommunity public water supply wells, air cooling wells, industrial wells, noncommunity public supply wells, or irrigation wells — without first filing a well sealing notification.~~

(e) ~~No person shall construct and seal a temporary monitoring well without notification to the authority by filing a well sealing application, receiving written approval from a licensed well inspector for the City of Minneapolis and paying the authority all permit fees required pursuant to section 48.310. The permit fee shall be in addition to the state core function fee as established in Minnesota Statutes, Section 103I.208, Subd. 1a. Interim verbal approval may be given, provided the permit application is submitted by the applicant within five (5) days of verbal approval. The permit must note that verbal approval was given and the date of such approval. No person shall construct and seal a temporary boring without notification to the authority by filing a temporary boring notification.~~

(f) Hours of receipt, valid notification and permit application.

(1) A notification is not valid until it is received by a licensed well inspector for the City of Minneapolis between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday, excluding holidays.

(2) A permit application is not valid until a licensed well inspector for the City of Minneapolis has approved the permit.

(3) A notification or permit is not valid unless accompanied by the proper fee pursuant to section 48.310. The required fee shall be in addition to the state core function fee as established in Minn. Statutes, Section 103I.208, Subd. 1a.

(4) Work regulated under a notification or permit must not be done without a valid notification or permit except for emergency notifications and permits according to part Minn. Rule 4725.1838 in which verbal approval may be given, provided the notification and permit application is submitted by the applicant within five (5) days of verbal approval. The approved emergency permit or notification must note that verbal approval was given and the date of such approval. A notification received by facsimile after 4:30 p.m. is not valid until the next business day.

~~(f)~~ (g) No person shall damage, tamper, or take any action that compromises the functionality or integrity of a wellhead protection device. Any earthwork, construction, demolition, or other activity conducted within a wellhead protection area that has the potential to damage wellhead protection devices or disturb wellhead protection areas and thereby open a portal of entry and cause contamination or create a risk of contamination shall constitute a violation of this chapter.

~~(g)~~ (h) A request for a variance from specific requirements of the standards contained in Minnesota Rules, Chapter 4725 must be reviewed by the State Commissioner of Health pursuant to Minnesota Rules, Chapter 4717.7000. If the request for variance is approved by the Commissioner of Health, the city shall allow construction, reconstruction or sealing of the well pursuant to the conditions of the Commissioner's approval.

~~(h)~~ (i) For wells for which no owner information can be located by the authority, the owner of the property on which the well is located shall become responsible for the well. Such responsibility shall include, but not be limited to, registration and proper sealing.

~~(i)~~ (j) Any person that owns a well that has received a sealing variance from the Minnesota Department of Health within the city shall register each well with the authority and pay the authority the annual registration fee(s) required by section 48.310 until such time that the well has been sealed, without variance, pursuant to Minn. Rules Chapter 4725.

Section 5. That Section 48.310 contained in Chapter 48, Minneapolis Watershed Management Authority, be amended to read as follows:

48.310. - Permitting and pollution control annual registration fees. (a) For the equipment specified below applicant(s) shall pay the permitting fee as established in section ~~91.70~~ 45.90 upon application and pollution control annual registration fee as established in Appendix J, License Fees Schedule.

Equipment/Condition	Permit/Filing Fee (see director's fee <u>environmental fee</u> schedule pursuant to section 91.70 <u>45.90</u>)	PCAR Fee (see Appendix J)
Aboveground storage tank		
Install/remove (48.120)	x	
Abandonment (48.120)	x	
Out of service (48.150)		x
Storage of regulated substances (48.125)		x
Underground storage tank		

Out of service (48.150)		x
Install/remove (48.130 and 48.145)	X	
Abandon in place (48.130 and 48.145)	x	
Storage of regulated substances (48.125)		x
Annual chemical inventory registration (48.160)		x
Contaminated site (48.230)		
Open leak site (48.230)		x
CERCLIS/MERLA site (48.230)		x
On-site remediation, except wells (48.240)	x	x
Temporary contaminated soil storage (48.300)	x	
Wells (48.260)		
Construction, modification, reconstruction, sealing (48.260)	x	
Temporary well (48.260)	x	
Out of service well maintenance (48.260)		x
Monitoring and recovery well maintenance (48.260)		x
Commercial well in use (48.260)		x
Water supply well in use (48.260)		x
Out of service MDH well sealing variance (48.260)		x

Oil/water separator (48.270)	x	x
Sediment trap (48.270)	x	x

(b) The pollution control annual registration fee shall be due and payable on January 31st of each year. If registration is not received or postmarked on or before January 31st of each year, the applicant shall pay late fees provided for such registration. Each day of failure to maintain or obtain registration may constitute a separate violation of this Code.

(c) Failure to obtain the appropriate permit prior to beginning work will result in a double permit fee.

Section 6. That Section 50.70 contained in Chapter 50, Minneapolis Waste Control and Waste Discharge Rules, be amended to read as follows:

50.70. Fees. (a) The fees for permitting a discharge as required by sections 50.40, 50.50, and 50.60 of this chapter shall be as established in section ~~91.70~~ 45.90. Upon application a pollution control annual registration fee shall be as established in Appendix J, License Fees Schedule.

(b) The pollution control annual registration fee shall be due and payable on January 31st of each year. If registration is not received or postmarked on or before January 31st of each year, the applicant shall pay late fees provided for such registration. Each day of failure to maintain or obtain registration may constitute a separate violation of this Code.

(c) Failure to obtain the appropriate permit prior to discharging will result in a doubling of permit fees, in addition to any other.

Section 7. That Section 52.80 contained in Chapter 52, Erosion and Sediment Control and Drainage, be amended to read as follows:

52.80. Application. A written application from the owner of the site, or his/her authorized representative, in the form prescribed by section 52.90, shall be required for each permit. The fees for said permit shall be paid pursuant to the schedules set forth in ~~Chapter 91, Art. XIII~~ section 45.90. Plans and specifications shall be prepared or approved and signed by a civil engineer, surveyor, architect, or landscape architect. The city engineer may waive the preparation or approval and signature by the civil engineer, surveyor, architect, or landscape architect when it is self-evident that the work is simple, clearly shown, and entails no hazard or nuisance potential to adjacent property or watercourse, and does not include the placement of fill upon which a structure may be erected.

Section 8. That Section 59.30 contained in Chapter 59, Construction Activities, be amended to read as follows:

59.30. After hours work permit required. (a) Operation of construction equipment without a permit is allowed only on Monday through Friday from 7:00 a.m. to 6:00 p.m., not including federal holidays. Operation of construction equipment outside of these hours and days without a permit from the Minneapolis Health Department and/or their designee is prohibited.

(b) The fees for an after hours work permit issued pursuant to paragraph 59.30(a) shall be established in the director's fee schedule pursuant to section ~~91.70~~ 45.90. The fee for an after hours work permit for a department of public works project, other government agency project or projects of their agents shall be as established in section ~~91.70~~ 45.90. Permits shall be obtained at least thirty-six (36) hours in advance of the proposed activity. The time requirements of the thirty-six (36) hour advance permit issuance may be lessened at the discretion of the Minneapolis Health Department. Failure to do so may result in a penalty fee of one hundred (100) percent of the original permit fee as designated in the director's fee schedule.

(c) Parties applying for an after hours work permit must provide a general notice of their activity to all occupants where the construction activity will occur and to the building owners and their tenants of all adjacent properties at least twenty-four (24) hours prior to the activity. The notice must include contact information for the party performing the construction activity, brief description of the proposed work, intended dates and times, and identify that complaints regarding the construction activity will be received by Minneapolis Information and Services by dialing 311 in Minneapolis or 612-673-3000 from cell phones and phones outside of Minneapolis. The time requirements of the twenty-four (24) hour advance notice may be lessened at the discretion of the Minneapolis Health Department.

(d) Applications for an after hours work permit shall be in such form as prescribed by the Minneapolis Health Department. A copy of the written notice required by 59.30(c) must be submitted with the permit application.

(e) Exemption from permit requirements:

(1) A property owner owning a valid rental license, tenants, or property owner occupying a habitable residentially-used property may conduct construction activities on their residentially used property on weekdays from 7:00 a.m. to 8:00 p.m.; and on Saturdays, Sundays and federal holidays from 9:00 a.m. to 6:00 p.m.;

(2) A party using construction equipment in an enclosed and insulated building that does not share a common wall with another building or occupant;

(3) A project for which the city engineer has determined that the expeditious construction, repair, or rehabilitation of any highway, road, or bridge or other public infrastructure necessitates the operation of pile drivers, jackhammers, engines, power units, or any other construction equipment and has so certified in writing; or

(4) Utility companies conducting emergency repairs of their respective utility infrastructure to maintain or restore service. Utility companies must notify the health department of the emergency work, including the nature of the emergency, as soon as is practical.

Section 9. That Section 59.40 contained in Chapter 59, Construction Activities, be amended to read as follows:

59.40. - Temporary crushing permit required. (a) No person may begin operation of temporary crushing activities except under specific permit from the Minneapolis Health Department.

(b) The fees for a temporary crushing permit issued pursuant to paragraph 59.40(a) shall be established in section ~~91.70~~ 45.90. Permits shall be obtained in advance of the proposed activity.

(c) Parties applying for a temporary crushing permit must provide a general notice of their activity to all occupants where the construction activity will occur and to the building owner and their tenants of all adjacent properties. The notice must include contact information for the party performing the construction activity, a brief description of the proposed work, the intended dates and times and must identify that complaints regarding the construction activity will be received by Minneapolis Information and Services by dialing 311 in Minneapolis or 612-673-3000 from cell phones and phones outside of Minneapolis.

(d) A permit shall not be issued for the operation of temporary crushing equipment unless the following requirements as applicable are met:

(1) The performance standards in chapters 46, 47, 48, 50, 117 and 389 of the Minneapolis Code of Ordinances; and state rules and statutes as determined applicable by the Minneapolis Health Department when issuing the wrecking permit required by section 117.10 of this Code;

(2) Materials crushed, ground, pulverized or milled must originate on the site where the temporary crushing activity is occurring unless the Minneapolis Health Department determines that it is to the public benefit to transport to an offsite location;

(3) Temporary crushing activities shall not exceed one hundred twenty (120) consecutive calendar days from the date of issuance of a required permit; and

(4) A temporary sign, three (3) feet by four (4) feet, indicating the name, address and telephone number(s) of the person(s) or agent(s) of the company conducting the temporary crushing activities shall be placed within ten (10) feet of all public rights-of-way adjacent to the project site. The company conducting the temporary crushing activities shall ensure that an agent responsible for the activities being conducted is available on site or by phone on a twenty-four-hour basis.

(e) Applications for temporary crushing permit shall be in such form as prescribed by the Minneapolis Health Department. A copy of the written notice required by 59.40(c) must be submitted with the permit application.

Section 10. That Section 59.50 contained in Chapter 59, Construction Activities, be amended to read as follows:

59.50. - Abrasive blasting permit required. (a) No person shall abrasively blast the interior or exterior of any building, structure, or other architectural surface except under specific permit from the Minneapolis Health Department.

(b) The fees for an abrasive blasting permit issued pursuant to paragraph 59.50(a) shall be as established in section ~~91.70~~ 45.90. Permits shall be obtained in advance of the proposed activity.

(c) Parties applying for an abrasive blasting permit must provide forty-eight (48) hours in advance a general notice of their construction activity to all occupants of the building, structure or architectural surface where the construction activity will occur and to all building owners and their tenants within a seventy-five-foot radius of the building, structure or architectural surface to be abrasively blasted. The notice must include contact information for the party performing the construction activity, brief description of the proposed work, intended dates and times and identify that complaints regarding the

construction activity will be received by Minneapolis Information and Services by dialing 311 in Minneapolis or 612-673-3000 from cell phones and outside Minneapolis.

(d) All painted surfaces to be abrasively blasted must be tested for lead content following EPA, HUD or ASTM protocols.

(e) All abrasive blasting activity shall meet the following performance standards:

(1) Standards established in chapters 46, 47, 48, 50, and 389 of this Code;

(2) Standards established in Minnesota Rule Part 7025 if laboratory analysis indicates the presence of lead based paint.

(f) The following will be considered violations of the permit conditions:

(1) Visible emission of particulate matter, beyond the vertically extended property line of the owner of the property on which abrasive blasting is permitted.

(2) Deposition of visible amounts of particulate matter upon public or other private property.

(3) Failure to obtain a permit from the Minneapolis Health Department to engage in abrasive blasting operation or operating after denial or revocation of such permit.

(g) Applications for an abrasive blasting permit shall be in such form as prescribed by the Minneapolis Health Department. A copy of the written notice required by 59.50(c) and analytical results required by 59.50(d) must be submitted with the permit application. If analytical results as required by 59.50(d) are not submitted with the application, the permit will not be issued until the application is complete.

(h) In the event the applicant cannot perform the abrasive blasting on the scheduled date(s) contained in the application the applicant shall provide notification to the Minneapolis Health Department, the owners of the property, and as required in 59.50(c), twenty-four (24) hours prior to the commencement of the rescheduled abrasive blasting operation.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Public Health, Environment, Civil Rights & Engagement Committee, Cunningham offered Ordinance 2019-062 amending Title 15, Chapter 389 of the Minneapolis Code of Ordinances relating to Offenses--Miscellaneous: Noise, amending provisions to reference proper location of fees for existing permit types within the Code.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2019-062
By Gordon
Intro & 1st Reading: 9/27/2019
Ref to: PECE
2nd Reading: 12/13/2019

**Amending Title 15, Chapter 389 of the Minneapolis Code of Ordinances relating to Offenses—
Miscellaneous: Noise.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 389.105 of the above-entitled ordinance be amended to read as follows:

389.105. Permits for sound amplifying equipment. (a) Except as provided in section 389.60(e)(5), no person shall use or maintain any outside sound amplifying equipment except under specific permit from the commissioner of health, or their designee. Permits for outdoor sound amplifying equipment are based on three (3) permit types:

(1) Small event permits for permits adhering to lower sound measurement standards as outlined in [subsections] 389.105(4) and 389.105(6);

(2) Standard event amplified sound permits; and

(3) Large block event permits issued in conjunction with a large block event.

(b) The fees for each permit type shall be as established in the director's fee schedule pursuant to section ~~91.70~~ 45.100 for each calendar day for which amplified sound is played or operated.

(c) The permits are subject to the following conditions:

(1) A daytime permit is required for outside sound amplifying equipment used between the hours of 7:00 a.m. and 10:00 p.m. An extended hours permit shall be required for outside sound amplifying equipment used outside of the hours specified in this subsection and may be issued only if: (A) outside amplified sound equipment is being used as part of a large block event and is explicitly allowed by the terms of the large block event permit issued pursuant to Chapter 455 of this Code; or (B) outside amplified sound equipment is being used on publicly owned and controlled property in the central business district; or (C) approved by the commissioner of health, or their designee.

(2) Amplification that does not meet the limits of section 389.60 shall be limited to twelve (12) hours in any one (1) day, twenty-four (24) hours in any seven (7) day period and thirty-six (36) hours in any twenty-eight (28) day period for the same property. The commissioner of health, or their designee, may permit amplified sound in excess of these limitations if, and only if, the outside amplified sound equipment is being used on publicly owned and controlled property in the central business district.

(3) Sound measured at fifty (50) feet from the source shall not exceed ninety (90) dB(A) for standard and large block event permits.

(4) Sound measured at fifty (50) feet from the source shall not exceed eighty (80) dB(A) for small event permits.

(5) Sound measured off the property where the equipment is allowed under the permit shall never be more than fifteen (15) dB(A) above the ambient noise level for standard and large block event permits.

(6) Sound measured off the property where the equipment is allowed under the permit shall never be more than ten (10) dB(A) above the ambient noise for small event permits.

(7) Amplified sound without an amplified sound permit plainly audible to police, business licensing, or health department personnel or their designees at one hundred (100) feet from the property line shall be considered a violation. "Plainly audible" is defined as sound that can be detected by a person using their unaided hearing faculties.

(8) Amplified sound plainly audible to police, business licensing, or health department personnel or their designees at three hundred (300) feet from the property line shall be considered a violation of the small event permit.

(9) Amplified sound plainly audible to police, business licensing, or health department personnel or their designees at one thousand five hundred (1,500) feet from the property line shall be considered a violation of the standard event permit.

(10) Amplification equipment of ten (10) watt power or less such as a bullhorn shall be categorically exempt from requiring an outdoor amplifying sound equipment permit between the hours of 7:00 a.m. to 10:00 p.m.

(11) Written neighbor notification must be sent to adjacent properties for reduced fee permits, and properties within a three hundred-foot radius for standard and event permits. In addition, special event amplified sound permit holders must notify the neighborhood association in the area the event is held. A copy of the written notice must be included with the permit application.

(12) Standard and small event amplified sound permits shall not be issued for activities past 9:00 p.m. on Sundays within five hundred (500) feet of a residentially zoned property or religious institution place of assembly.

(13) Compliance with section 389.65(a) and (b).

(d) Permits shall be obtained thirty-six (36) hours in advance of the proposed extended hours of operation unless approved by the commissioner of health or their designee. Failure to do so may result in a penalty fee of fifty (50) percent of the original permit fee as designated in the director's fee schedule.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1021

The Minneapolis City Council hereby approves the following relating to the Minneapolis Commission on Civil Rights:

1. Approves the following Council appointments for three-year terms beginning Jan. 1, 2020, and ending Dec. 31, 2022: Bennett Hartz, Seat 15, Ward 7.
2. Approves the following Council reappointments for three-year terms beginning Jan. 1, 2020, and ending Dec. 31, 2022: Cindy Devonish, Seat 18, Ward 4; and Cindy Lord, Seat 16, Ward 11.
3. Confirms the following Mayoral appointments for three-year terms beginning Jan. 1, 2020, and ending Dec. 31, 2022: Kayseh Magan, Seat 20, Ward 6; and Janelle Shoemake, Seat 21, Ward 3.
4. Confirms the following Mayoral reappointments for three-year terms beginning Jan. 1, 2020, and ending Dec. 31, 2022: Lee Linderman, Seat 19, Ward 13; and David Farrar, Seat 17, Ward 7.
5. Confirms the following Mayoral appointments for unexpired three-year terms beginning Jan. 1, 2018, and ending Dec. 31, 2020: Jared Widseth, Seat 1, Ward 8; Parinaz Kassemi, Seat 3, Ward 10; and Kate Stevens, Seat 5, Ward 12.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Public Health, Environment, Civil Rights & Engagement Committee, Cunningham offered Resolution 2019R-420 accepting donation of travel and lodging expenses from the de Beaumont Foundation for the Deputy Commissioner of Health to attend and receive The Appreciative Inquiry Change Leadership Certificate in Arlington, Virginia, from Sep 8 – 10, 2019.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-420

By Cunningham

Accepting donation of travel and lodging expenses from the de Beaumont Foundation for the Deputy Commissioner of Health to attend and receive the Appreciative Inquiry Change Leadership Certificate in Arlington, Virginia.

Whereas, the City of Minneapolis is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes, Section 465.03, for the benefit of its citizens, and is specifically authorized to accept gifts and bequests for the benefit of recreational services pursuant to Minnesota Statutes, Section 471.17; and

Whereas, the following persons and entities have offered to contribute the gifts set forth below to the city:

Name of Donor – The de Beaumont Foundation

Gift - Travel and lodging expenses for the Deputy Commissioner of Health to travel to Arlington, VA September 8 – 10, 2019, to attend and receive the Appreciative Inquiry Change Leadership Certificate for efforts around staff retention; and

Whereas, no goods or services were provided in exchange for said donation; and

Whereas, all such donations have been contributed to assist the city in health workforce development and retention, as allowed by law; and

Whereas, the City Council finds that it is appropriate to accept the donation offered;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the donations described above are hereby accepted and shall be used for health workforce development and retention as it relates to Minneapolis staff and communities.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Public Health, Environment, Civil Rights & Engagement Committee, Cunningham offered Resolution 2019R-421 accepting donation from the Annie E. Casey Foundation for travel and lodging expenses for Health Department, Department of Community Planning & Economic Development, and Mayoral staff to participate in a site study of programs and housing developed and implemented by Native Connections Agency in Phoenix, Arizona from Dec 9 -18, 2019.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-421

By Cunningham

Accepting donation from the Annie E. Casey Foundation for travel and lodging expenses for Health Department, Department of Community Planning & Economic Development, and Mayoral staff to participate in a site study of programs and housing developed and implemented by Native Connections Agency in Phoenix, Arizona from December 9 -18, 2019.

Whereas, the City of Minneapolis is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes, Section 465.03, for the benefit of its citizens, and is specifically authorized to accept gifts and bequests for the benefit of recreational services pursuant to Minnesota Statutes, Section 471.17; and

Whereas, the following persons and entities have offered to contribute the gifts set forth below to the city:

Name of Donor – Annie E. Casey Foundation

Gift - Travel and lodging expenses for Health Department, Department of Community Planning & Economic Development, and Mayoral staff to travel for Affordable Housing Site Visits at Native American Connections in Phoenix, Arizona;

Whereas, no goods or services were provided in exchange for said donation; and

Whereas, all such donations have been contributed to assist the city in Health, Law and Housing Policy formation, as allowed by law; and

Whereas, the City Council finds that it is appropriate to accept the donation offered;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the donations described above are hereby accepted and shall be used for Health, wellness, treatment and shelter as it relates to Minneapolis communities.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1022

The Minneapolis City Council hereby approves the following relating to the Workplace Advisory Committee:

1. Approves the following Council reappointments for two-year terms beginning Jan 1, 2020, and ending Dec 31, 2021: Dayna Frank, Seat 1, Ward 7; Joanne Hager, Seat 11, Ward 4; Madeline Lohman, Seat 7, Ward 11; Veronica Mendez Moore, Seat 9, Ward 9; and Mae Brooks, Seat 15, Ward 5.
2. Approves the following Council reappointment of Wade Luneberg, Seat 8, Ward 3; for a one-year term beginning Jan 1, 2020, and ending Dec 31, 2020.
3. Confirms the following Mayoral reappointments for two-year terms beginning Jan 1, 2020, and ending Dec 31, 2021: Brian Elliott, Seat 13, Ward 11; James Rowader, Seat 3, Ward 10; and Kate Davenport, Seat 5.
4. Waives the residency requirement (Minneapolis Code or Ordinance 1180) for Kate Davenport.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1023

The Minneapolis City Council hereby approves the following relating to the Homegrown Minneapolis Food Council:

1. Approves the following City Council appointments for two-year terms beginning Jan 1, 2020 and ending Dec 31, 2021: Melissa Anderson, Seat 1, Ward 2; Marcus Kar, Seat 3, Ward 5; and Nolan Greene, Seat 5, Ward 8.
2. Approves the following City Council reappointments for two-year terms beginning Jan 1, 2020 and ending Dec 31, 2021: Alyssa Banks, Seat 2; Andrea Eger, Seat 4, Ward 3; Jason Walker, Seat 6, Ward 13; Teresa Opheim, Seat 7, Ward 2; Latasha Powell, Seat 8, Ward 5.
3. Confirms the following Mayoral appointments for two-year terms beginning Jan 1, 2020 and ending Dec 31, 2021: Aidan Read, Seat 10, Ward 12; and Ibrahim Mohamed, Seat 15, Ward 5.
4. Confirms the following Mayoral reappointments for two-year terms beginning Jan 1, 2020 and ending Dec 31, 2021: Beth Dooley, Seat 9, Ward 7; J. DeVon Nolen, Seat 11, Ward 4; Tsega Tamene, Seat 12, Mayorally-appointed Co-Chair; Emily Minge, Seat 13, Ward 9; and Amy Maas, Seat 14, Ward 1.
5. Waives the residency requirement (Minneapolis Code of Ordinance 14.180) for Tsega Tamene and Alyssa Banks.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Public Health, Environment, Civil Rights & Engagement Committee, Cunningham offered Resolution 2019R-422 declaring that there is a climate emergency which demands a massive-scale mobilization to halt, reverse, and address the consequences and causes of climate change.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-422

By Gordon and Schroeder

Declaring that there is a climate emergency which demands a massive-scale mobilization to halt, reverse, and address its consequences and causes of climate change.

Whereas, 2015, 2016, 2017, and 2018 were the 4 hottest years on record and the 20 warmest years on record have occurred within the past 22 years; and

Whereas, global atmospheric concentrations of the primary heat-trapping gas, or greenhouse gas, carbon dioxide—

1. have increased by 40 percent since preindustrial times, from 280 parts per million to 415 parts per million, primarily due to human activities, including burning fossil fuels and deforestation;
2. are rising at a rate of 2 to 3 parts per million annually;

3. must be reduced to not more than 350 parts per million, and likely lower, “if humanity wishes to preserve a planet similar to that on which civilization developed and to which life on Earth is adapted,” according to former National Aeronautics and Space Administration climatologist, Dr. James Hansen; and

Whereas, global atmospheric concentrations of other greenhouse gases, including methane, nitrous oxide, and hydrofluorocarbons, have also increased substantially since preindustrial times, primarily due to human activities, including burning fossil fuels; and

Whereas, current climate science and real-world observations of climate change impacts, including ocean warming, ocean acidification, floods, droughts, wildfires, and extreme weather, demonstrate that a global rise in temperatures of 1 degree Celsius above preindustrial levels is already having dangerous impacts on human populations and the environment; and

Whereas, the 2018 National Climate Assessment found that climate change due to global warming has caused, and is expected to cause additional, substantial interference with and growing losses to infrastructure, property, industry, recreation, natural resources, agricultural systems, human health and safety, and quality of life in the United States; and

Whereas, the National Oceanic and Atmospheric Administration has determined that climate change is already increasing the frequency of extreme weather and other climate-related disasters, including drought, wildfire, and storms that include precipitation; and

Whereas, climate-related natural disasters have increased exponentially over the past decade, costing the United States more than double the long-term average during the period of 2014 through 2018, with total costs of natural disasters during that period of approximately \$100,000,000,000 per year; and

Whereas, the Centers for Disease Control and Prevention has found wide-ranging, acute, and fatal public health consequences from climate change that impact communities across the United States; and

Whereas, the National Climate and Health Assessment of the United States Global Change Research Program identified climate change as a significant threat to the health of the people of the United States, leading to increased—

1. temperature-related deaths and illnesses;
2. air quality impacts;
3. extreme weather events;
4. numbers of vector-borne diseases;
5. waterborne illnesses;
6. food safety, nutrition, and distribution complications;
7. mental health and well-being concerns; and

Whereas, the consequences of climate change already disproportionately impact frontline communities and endanger populations made especially vulnerable by existing exposure to extreme weather events, such as children, the elderly, and individuals with pre-existing disabilities and health conditions; and

Whereas, individuals and families on the frontlines of climate change across the United States, including territories, living with income inequality and poverty, institutional racism, inequity on the basis of gender and sexual orientation, poor infrastructure, and lack of access to health care, housing, clean water, and food security are often in close proximity to environmental stressors or sources of pollution, particularly communities of color, indigenous communities, and low-income communities, which—

1. experience outsized risk because of the close proximity of the community to environmental hazards and stressors, in addition to collocation with waste and other sources of pollution;
2. are often the first exposed to the impacts of climate change;
3. have the fewest resources to mitigate those impacts or to relocate, which will exacerbate preexisting challenges; and

Whereas, according to Dr. Robert Bullard and Dr. Beverly Wright, “environmental and public health threats from natural and human-made disasters are not randomly distributed,” therefore a response to the climate emergency necessitates the adoption of just community transition policies and processes available to all communities, which include policies and processes rooted in principles of racial equity, self-determination, and democracy, as well as the fundamental human right of all people to clean air and water, healthy food, adequate land, education, and shelter; and

Whereas, communities in rural, urban, and suburban areas are all dramatically affected by climate change, though the specific economic, health, social, and environmental impacts may be different; and

Whereas, the Department of State, the Department of Defense, and the intelligence community have identified climate change as a threat to national security, and the Department of Homeland Security views climate change as a top homeland security risk; and

Whereas, climate change is a threat multiplier—

1. with the potential to exacerbate many of the challenges the United States already confronts, including conflicts over scarce resources, conditions conducive to violent extremism, and the spread of infectious diseases;
2. because climate change has the potential to produce new, unforeseeable challenges in the future; and

Whereas, in 2018, the United Nations Intergovernmental Panel on Climate Change projected that the Earth could warm 1.5 degrees Celsius above preindustrial levels as early as 2030; and

Whereas, the climatic changes resulting from global warming above 1.5 degrees Celsius above preindustrial levels, including changes resulting from global warming of more than 2 degrees Celsius above preindustrial levels, are projected to result in irreversible, catastrophic changes to public health, livelihoods, quality of life, food security, water supplies, human security, and economic growth; and

Whereas, in 2019, the United Nations Intergovernmental Science-Policy Platform on Biodiversity and Ecosystem Services found that human-induced climate change is pushing the planet toward the sixth mass species extinction, which threatens the food security, water supply, and well-being of billions of people; and

Whereas, according to climate scientists, limiting global warming to not more than 1.5 degrees Celsius above preindustrial levels, and likely lower, is most likely to avoid irreversible and catastrophic climate change; and

Whereas, according to climate scientists, addressing the climate emergency will require an economically just and managed phase-out of the use of oil, gas, and coal to keep fossil fuels in the ground; and

Whereas, the massive scope and scale of action necessary to stabilize the climate will require unprecedented levels of public awareness, engagement, and deliberation to develop and implement effective, just, and equitable policies to address the climate crisis; and

Whereas, failure to mobilize and solve the climate emergency is antithetical to the spirit of the Declaration of Independence in protecting “unalienable Rights” that include “Life, Liberty and the pursuit of Happiness”; and

Whereas, the United States and the City of Minneapolis stand uniquely poised to substantially grow the economy and attain social and health benefits from a massive mobilization of resources and labor that far outweigh the costs of inaction; and

Whereas, millions of middle class jobs can be created by raising labor standards through project labor agreements and protecting and expanding the right of workers to organize so that workers in the United States and the communities of those workers are guaranteed a strong, viable economic future in a zero-emissions economy that guarantees good jobs at fair union wages, with quality benefits; and

Whereas, frontline communities, Tribal governments and communities, people of color, and labor unions must be equitably and actively engaged in the climate mobilization and prioritized through local climate mitigation and adaptation planning, policy, and program delivery so that workers in the United States, the communities of those workers, are guaranteed a strong, viable economic future; and

Whereas, a number of local jurisdictions and governments in the United States, including New York City and Los Angeles, and across the world, including the United Kingdom, the Republic of Ireland, Portugal, and Canada, have already declared a climate emergency, and a number of State and local governments are considering declaring a climate emergency in response to the massive challenges posed by the climate crisis; and

Whereas, State, local, and Tribal governments must be supported in efforts to hold to account actors whose activities have deepened and accelerated the climate crisis and who have benefitted from delayed action to address the climate change emergency and to develop a fossil fuel-free economy; and

Whereas, a collaborative response to the climate crisis will require the City of Minneapolis to work with international, State, and local governments, including with those governments that have declared a climate emergency, to reverse the impacts of the climate crisis; and

Whereas, the City of Minneapolis has an obligation, as a driver of accelerated climate change, to mobilize at emergency speed to restore a safe climate and environment, particularly for those on the frontlines of the climate crisis who have least contributed to the crisis, and to account for global and community impacts of any actions it takes in response to the climate crisis; and

Whereas, the US House of Representatives has introduced a Concurrent Resolution “Expressing the sense of Congress that there is a climate emergency which demands a massive-scale mobilization to halt, reverse, and address its consequences and causes,” upon which this resolution is based;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the global warming caused by human activities, which increase emissions of greenhouse gases, has resulted in a climate emergency that severely and urgently impacts the economic and social well-being, health and safety, and security of the city of Minneapolis; and demands a local, national, social, industrial, and economic mobilization of the resources and labor of the United States, the State of Minnesota, and the City of Minneapolis, at a massive scale to halt, reverse, mitigate, and prepare for the consequences of the climate emergency and to restore the climate for future generations.

Be It Further Resolved that the City of Minneapolis has acted and will take even more aggressive action to halt, reverse, mitigate, and prepare for the consequences of the climate emergency.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Public Health, Environment, Civil Rights & Engagement Committee, Cunningham offered Resolution 2019R-423 establishing a social cost of carbon for use in climate and energy policy.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-423
By Gordon and Schroeder

Establishing a social cost of carbon for use in climate and energy policy.

Whereas, the City of Minneapolis is in the process of declaring a climate emergency; and

Whereas, on June 28, 2013, Minneapolis adopted a Climate Action Plan, which seeks to reduce greenhouse gas emissions by 15% by 2015, 30% by 2025, and 80% by 2050 (all from a 2006 baseline); and

Whereas, over 97% of actively publishing climate scientists agree that climate-warming trends are extremely likely due to human activities; and

Whereas, said scientists also acknowledge that our current climate emergency creates enormous economic costs to society, which, not currently being factored into the cost of greenhouse gas emitting activities, are an economic externality that must be addressed to successfully mitigate climate change; and

Whereas, the social cost of carbon (SCC) is a commonly employed metric calculated by the scientific community of the expected long-term damage (in United States dollars) done by a ton of carbon dioxide emissions in a given year; and

Whereas, this dollar figure also represents the value of damages avoided for an emission reduction (i.e. the societal benefit of a carbon dioxide reduction); and

Whereas, the SCC is a comprehensive monetary estimate of climate change damages to society, based upon the best available scientific knowledge, and includes, among other things, changes in net agricultural productivity, human health, property damages from increased flood risk and changes in energy system costs, such as reduced costs for heating and increased costs for air conditioning; and

Whereas, increasingly, public and private organizations are using “shadow carbon pricing” in their internal decision-making practices to account for their societal climate impact, and to factor in current and future climate change risks and policies; and

Whereas, federal, state, and local units of government and regulatory agencies currently employ a SCC to value climate impacts for both individual projects and broader policymaking; and

Whereas, the Minnesota Public Utilities Commission adopted a range of SCC values in January 2018 based upon the federal SCC and with certain economic assumption adjustments; and

Whereas, the Minnesota Public Utilities Commission determined this range of SCC values after an extensive stakeholder process which included, among others, environmental groups, energy utilities, business interests, human health advocates, state agencies, the Minnesota Office of Attorney General, and an administrative law judge; and

Whereas, the Minnesota Public Utilities Commission will utilize the adopted SCC for weighing economic externalities in their decision-making processes for fossil fuel-burning activities and non-emitting alternatives; and

Whereas, a staff direction approved at the August 26, 2019 meeting of the Public Health, Environment, Civil Rights & Engagement Committee directed Sustainability, Finance, Health Department, and Attorney’s Office staff to bring forward a recommendation or set of options for a SCC to be considered for adoption by the City Council; and

Whereas, as explained by December 2, 2019 presentation to said committee, staff convened to examine respected SCC values and structures currently being utilized and recommend that the City adopt the “High” schedule of values adopted by the Minnesota Public Utilities Commission;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the social cost of carbon for climate and energy policy and projects be set equivalent to the “High” schedule of values adopted by the Minnesota Public Utilities Commission.

Be It Further Resolved that the City of Minneapolis for internal shadow carbon pricing will use the Minnesota Public Utilities Commission’s “High” schedule of values as a baseline, but will also consider

higher values, including but not limited to recent International Monetary Fund (IMF) recommendations and levels established by the federal government under President Obama’s administration.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Public Health, Environment, Civil Rights & Engagement Committee, Cunningham offered Resolution 2019R-424 adopting a Sustainable Building Policy for City-supported development.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-424
By Gordon and Schroeder

Adopting a Sustainable Building Policy for City-supported development.

Whereas, there is overwhelming scientific consensus that climate change is a real and major threat to human civilization and is caused primarily by the combustion of fossil fuels; and

Whereas, the City has adopted aggressive carbon emission reduction goals of 30% by 2025 and 80% by 2050, and has an adopted Climate Action Plan that lays out strategies to reach those goals; and

Whereas, buildings account for 74% of greenhouse gas emissions from Minneapolis; and

Whereas, Climate Action Plan includes a strategy to “Require City-financed projects to meet an energy efficiency standard”; and

Whereas, the fossil gas that is used for heating most buildings in Minneapolis is now the city’s single largest source of greenhouse gas emissions, and it is not possible to meet the City’s carbon emission reduction goals without dramatically decreasing reliance on fossil gas for building heating; and

Whereas, the Council is considering adopting a Social Cost of Carbon, based on the Minnesota Public Utilities Commission’s adopted Social Cost of Carbon; and

Whereas, Minneapolis Community Planning and Economic Development staff are currently working with Sustainability staff on a net-zero/passive house pilot, the results of which will be available in mid-2020; and

Whereas, Minneapolis Intergovernmental Relations staff, working with Sustainability staff and a coalition of other Minnesota municipalities, are working to win passage of legislation that would give Minnesota cities the power to enact voluntary enhanced energy standards for all development projects; and

Whereas, Minneapolis Community Planning and Economic Development staff currently require all City-financed multifamily affordable housing projects to meet the Minnesota Overlay of the Green Communities standards; and

Whereas, Enterprise Community Partners is currently working on an update to its Green Communities standards, which will likely set a higher standard for projects' environmental sustainability; and

Whereas, environmental sustainability and higher energy efficiency of buildings will contribute to improved ecological function necessary to ensure the food security, water supply, and well-being of humans and other life forms, including birds, pollinators, and wildlife; and

Whereas, most City support for buildings is intended to correct a market failure, and all additional upfront building costs will have to be considered in that context; and

Whereas, increasing the number of projects that meet higher energy efficiency and other sustainability metrics will help bring the costs of increased building sustainability down over time; and

Whereas, the City of Saint Paul has had a successful sustainable building policy for over 10 years;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City of Minneapolis adopts a sustainable building policy framework to improve the environmental performance of all projects supported or sponsored by the City.

Be It Further Resolved that all multifamily housing projects supported by the City will continue to use the Enterprise Green Communities standards. Community Planning and Economic Development staff are directed to develop a Minneapolis-specific overlay for the Green Communities standards for multifamily housing and present these overlays to the Council for consideration no later than Quarter 2 in 2020. This Minneapolis overlay will use the Green Communities framework, but require and/or incentivize developments to attain a higher level of energy performance than the Minnesota overlay, with a reasonable impact on building costs.

Be It Further Resolved that Community Planning and Economic Development staff are directed to bring forward sustainable building standards for single-family—one- to three-unit housing development supported by the City, based on the results of the ongoing net-zero/passive house pilot, for Council consideration no later than Quarter 3 in 2020.

Be It Further Resolved that Community Planning and Economic Development staff are directed to develop sustainable building standards for City-sponsored economic development projects, and present these standards to the Council for consideration no later than Quarter 3 in 2020.

Be It Further Resolved that the City will continue to lead when building or renovating City-owned buildings and facilities, and when leasing buildings. Finance and Property Services staff are directed to develop standards to be applied and present these standards to the Council for consideration no later than Quarter 3 in 2020.

Be It Further Resolved that the City will continue to advocate with other municipalities at the state and federal level for the legal authority to adopt broader sustainable building policies.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

The TRANSPORTATION & PUBLIC WORKS Committee submitted the following report:

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-425 ordering the work to proceed and adopting the special assessments for the 18th Ave NE (Johnson St NE to Stinson Pkwy) Street Reconstruction Project, Special Improvement of Existing Street No. 6767.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-425

By Reich

Ordering the work to proceed and adopting the special assessments for the 18th Ave NE (Johnson St NE to Stinson Pkwy) Street Reconstruction Project, Special Improvement of Existing Street No. 6767.

Whereas, a public hearing was held on December 3, 2019, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider the proposed improvements as designated in Resolution 2019R-324 passed October 25, 2019, to consider the proposed special assessments as on file in the City Engineer's Special Assessment Office and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2019R-324 passed October 25, 2019.

Be It Further Resolved that the proposed special assessments in the total amount of \$1,089,267.20 for the 18th Ave NE (Johnson St NE to Stinson Pkwy) Street Reconstruction Project (Minnesota State Aid Street No. 284) (Levy 01026, Project 6767C), as on file in the City Engineer's Special Assessment Office, be and hereby are adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at twenty (20) with the interest charged at the rate to be determined by the Finance Department, with collection of the special assessments to begin on the 2021 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessment of \$150 or less may be paid shall be fixed at one (1) with the interest charged at the rate to be determined by the Finance Department, with collection of the special assessments to begin on the 2021 real estate tax statements.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-426 requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$1,089,270 for the purpose of paying the assessed cost of street improvements in the 18th Ave NE (Johnson St NE to Stinson Pkwy) Street Reconstruction Project, Special Improvement of Existing Street No 6767.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-426

By Warsame

Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$1,089,270 for certain purposes other than the purchase of public utilities.

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to authorize the City to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the 18th Ave NE (Johnson St NE to Stinson Pkwy) (Minnesota State Aid Street No. 284) Street Reconstruction Project, Special Improvement of Existing Street No. 6767, to be assessed against benefited properties as estimated by the City Council which assessments shall be collectible in twenty (20) successive annual installments, payable in the same manner as real estate taxes.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-427 ordering the City Engineer to abandon and remove the areaways located in the public street right-of-way that are in conflict with the street reconstruction projects in the 18th Ave NE project area.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-427

By Reich

Ordering the City Engineer to abandon and remove the areaways located in the public street right-of-way that are in conflict with the street reconstruction projects in the 18th Ave NE project area.

Whereas, the City of Minneapolis has scheduled the reconstruction starting in 2020 in the 18th Ave NE (Municipal State Aid Street No. 284) project area of Minneapolis; and

Whereas, there are areaways located in the public street right-of-way that are in conflict with said reconstruction; and

Whereas, a public hearing was held on December 3, 2019, in accordance Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Sections 24.110 and 95.90, to consider the proposed abandonment and removal of the above-mentioned areaways and to consider all written and oral objections and statements regarding the proposed areaway abandonment and removal;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis;

That the City Engineer is hereby ordered and directed to abandon and remove the conflicting areaways located in the public street right-of-way adjoining the properties along both sides of 18th Ave NE (Municipal State Aid Street No. 284) from the intersection of Johnson St NE to Stinson Pkwy.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-428 ordering the work to proceed and adopting the special assessments for the Girard Ave S (Lake St W to Lagoon Ave) Street Reconstruction Project No. 2301 (PV147).

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-428

By Reich

Ordering the work to proceed and adopting the special assessments for the Girard Ave S (Lake St W to Lagoon Ave) Street Reconstruction Project No. 2301 (PV147).

Whereas, a public hearing was held on December 3, 2019, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider the proposed improvements as designated in Resolution 2019R-325 passed October 25, 2019, to consider the proposed special assessments as on file in the City Engineer's Special Assessment Office and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2019R-325 passed October 25, 2019.

Be It Further Resolved that the proposed special assessments in the total amount of \$65,278.06 for the Girard Ave S (Lake St W to Lagoon Ave) Street Reconstruction Project No. 2301, as on file in the City Engineer's Special Assessment Office, be and hereby are adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at twenty (20) with the interest charged at the rate to be determined by the Finance Department, with collection of the special assessments to begin on the 2021 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessment of \$150 or less may be paid shall be fixed at one (1) with the interest charged at the rate to be determined by the Finance Department, with collection of the special assessments to begin on the 2021 real estate tax statements.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-429 requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$65,280 for the purpose of paying the assessed cost of street improvements in the Girard Ave S (Lake St W to Lagoon Ave) Street Reconstruction Project, Special Improvement of Existing Street No. 2301.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-429

By Warsame

Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$65,280 for certain purposes other than the purchase of public utilities.

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to authorize the City to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the Girard Ave S (Lake St W to Lagoon Ave) Street Reconstruction Project, Special Improvement of Existing Street No. 2301, to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in twenty (20) successive annual installments, payable in the same manner as real estate taxes.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-430 ordering the City Engineer to abandon and remove the areaways located in the public street right-of-way that are in conflict with the street reconstruction projects in the Girard Ave S project area.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-430

By Reich

Ordering the City Engineer to abandon and remove the areaways located in the public street right-of-way that are in conflict with the street reconstruction projects in the Girard Ave S project area.

Whereas, the City of Minneapolis has scheduled the reconstruction starting in 2020 in the Girard Ave S project area of Minneapolis; and

Whereas, there are areaways located in the public street right-of-way that are in conflict with said reconstruction; and

Whereas, a public hearing was held on December 3, 2019, in accordance Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Sections 24.110 and 95.90, to consider the proposed abandonment and removal of the above-mentioned areaways and to consider all written and oral objections and statements regarding the proposed areaway abandonment and removal;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis;

That the City Engineer is hereby ordered and directed to abandon and remove the conflicting areaways located in the public street right-of-way adjoining the properties along both sides Girard Ave S from the Lake St W to Lagoon Ave.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Ordinance 2019-063 amending Title 18, Chapter 474 of the Minneapolis Code of Ordinances relating to Traffic Code: Vehicle Operation, adding a new section on the process for establishing speed limits for city streets.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2019-063

By Reich

Intro & 1st Reading: 10/11/2019

Ref to: TPW

2nd Reading: 12/13/2019

Amending Title 18, Chapter 474 of the Minneapolis Code of Ordinances relating to Traffic Code: Vehicle Operation.

Section 1. That Chapter 474 of the Minneapolis Code of Ordinances be amended by adding thereto a new Section 474.420 to read as follows:

474.420. – Speed on city streets. The city engineer may establish speed limits for city streets under the city's jurisdiction in accordance with the provisions set forth at Minnesota Statutes Section 169.14. A comprehensive listing and the procedures relied upon to establish speed limits under this section 474.420 shall be kept on file by the director of public works, and will be made readily available for public inspection.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Palmisano (12)

Noes: Johnson (1)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1024

The Minneapolis City Council hereby:

1. Directs staff from the Public Works Department to present a report on the technical analysis and communication plan for speed limit changes to the Transportation and Public Works Committee by no later than March 17, 2020.
2. Directs the City Engineer to set speed limits that:
 1. Support reaching the City's Vision Zero traffic safety goal of zero traffic deaths or severe injuries;
 2. Reflect the City's Complete Streets policy by improving access and comfort for people walking, biking, and taking transit;
 3. Reflect projected future street use resulting from anticipated land use changes;
 4. Support moving people and goods; and
 5. Are reasonable, comfortable, and technically defensible.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1025

The Minneapolis City Council hereby authorizes an increase to Contract No. C-42061 with Coen+Partners, in the amount of \$25,000 for a total amount not to exceed \$1,185,380, for additional work performed as part of the Peavey Plaza Construction Project, and an extension through July 31, 2020, for final walk-through.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1026

The Minneapolis City Council hereby authorizes an increase to Contract No. C-43775 with Meyer Contracting Inc., in the amount of \$285,000 for a total amount not to exceed \$3,632,461.53, to complete additional work related to winterizing activities and adjustments to quantities for the 61st St W Street Reconstruction Project.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1027

The Minneapolis City Council hereby authorizes an increase to Contract No. C-42461 with Valley Paving, Inc., in the amount of \$241,305.87 for a total amount not to exceed \$8,017,262.11, for work performed as part of the 42nd Ave N (Xerxes Ave N to Lyndale Ave N) Street Reconstruction Project (CPV096).

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1028

The Minneapolis City Council hereby:

1. Authorizes an increase to Contract No. C-38739C with Williams Towing, in the amount of \$200,000 for a total amount not to exceed \$494,382, for Zone 6 towing services.
2. Authorizes an increase to Contract No. C-38740C with Corky's Towing, in the amount of \$340,000 for a total amount not to exceed \$1,170,240, for Zones 1 and 4 towing services.
3. Authorizes an increase to Contract No. C-38720C with Twin Cities Transport & Recovery, in the amount of \$200,000 for a total amount not to exceed \$482,000, for Zone 2 towing services.

4. Authorizes an increase to Contract No. C-38652C with Rapid Recovery, in the amount of \$260,000 for a total amount not to exceed \$1,327,800, for District B and Zone 5 towing services.
5. Authorizes an increase to Contract No. C-41950A with Statewide Towing, in the amount of \$500,000 for a total amount not to exceed \$1,707,800, for District A and Zone 3 towing services.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1029

The Minneapolis City Council hereby authorizes a decrease to Contract No. C-44381 with AE2S Construction LLC, in the amount of \$14,811.73 for a total amount not to exceed \$661,423.27, and an extension through December 31, 2019, to allow for payment for work on the Pump Station 7 Outdoor Construction Project.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1030

The Minneapolis City Council hereby authorizes the issuance of a Request for Proposals (RFP) for planning and engineering services for the Bryant Ave S (50th St W to Lake St W) Street Reconstruction Project (PV126).

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1031

The Minneapolis City Council hereby:

1. Accepts an additional grant from the Metropolitan Council, in the amount of \$246,085.67, in conjunction with a previous state bond funded grant agreement with the Metropolitan Council, to fund cured-in-place pipe (CIPP) lining and repairs of existing sewers.
2. Passage of Resolution 2019R-431 adjusting the appropriation and revenue for the fund to reflect the additional grant funding and to provide the funding to the programs where the grant projects were performed.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-431

By Warsame

Amending The 2019 Capital Improvement Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the PW-Sewer Construction Agency in the Sanitary Tunnel and Sewer Rehab Program (07100-9010932-SA001) by \$437,573.20; decreasing the appropriation for the PW-Sewer Construction Agency in the Infiltration and Inflow Removal Program (07100-9010932-SA036) by \$191,487.53; and increasing the revenue source (07100-9010932-322502) by \$246,085.67.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1032

The Minneapolis City Council hereby:

1. Accepts a grant from the Carbon Neutral Cities Alliance, in the amount of \$64,000, to support the design and deployment of mobility hubs in Minneapolis.
2. Authorizes an agreement with the Carbon Neutral Cities Alliance for the grant.
3. Passage of Resolution 2019R-432 approving appropriation of funds to the Public Works Department.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-432

By Warsame

Amending The 2019 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for Transportation Planning and Programming Grant Fund (01600-6020100) by \$64,000 and increasing the revenue estimate (01600-6020100-322502) by \$64,000.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-433 designating the improvement of certain existing streets in the 2020 Street Resurfacing Program, Special Improvement of Existing Street No. 2331 (CPV2056).

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-433

By Reich

Designating the improvement of certain existing streets in the 2020 Street Resurfacing Program, Special Improvement of Existing Street No. 2331 (CPV2056).

Resolved by The City Council of The City of Minneapolis:

That the following existing streets within the City of Minneapolis are hereby designated to be improved, pursuant to the provisions of Minneapolis City Charter, Article IX, Section 9.6(c), by asphalt mill and overlay and other improvements as necessary:

1st Ave S (2331A)

1st Ave S from Lake St W to 40th St W.

37th Ave NE (2331B)

37th Ave NE from 5th St NE to Central Ave NE.

4th St SE (2331C)

4th St SE from Malcolm Ave SE to Bedford St SE.

Bedford St SE from 4th St SE to University Ave SE.

Dorman South Residential (2331D)

27th St E from 39th Ave S to W River Pkwy.

28th St E from 36th Ave S to Dorman Ave.

29th St E from 36th Ave S to W River Pkwy.

37th Ave S and 38th Ave S from 28th St E to Lake St E.

39th Ave S from 27th St E to Lake St E.

40th Ave S, 41st Ave S, 42nd Ave S, 43rd Ave S, 44th Ave S, and 45th Ave S from Dorman Ave to Lake St E.

46th Ave S from W River Pkwy to Lake St E.
W River Pkwy from dead end to 27th St E.
Dorman Ave from 40th Ave S to 46th Ave S.
W River Pkwy from 29th St E to 46th Ave S.
Dorman Ave from 46th Ave S to W River Pkwy.

4th St NE and Edison Residential (2331E)

4th St NE from Lowry Ave SE to 13th Ave SE.
26th Ave NE, 24th Ave NE, 23rd Ave NE, and 22nd Ave NE from Washington St NE to Central Ave NE.
20th Ave NE, 19th Ave NE, and 18 1/2 Ave NE from Monroe St NE to Central Ave NE.
19th Ave NE from Jefferson St NE to Central Ave NE.
Jefferson St NE, Madison St NE, and Howard St NE from 27th Ave NE to 22nd Ave NE.
Monroe St NE from 27th Ave NE to Lowry Ave NE.
Quincy St NE and Jackson St NE from 27th Ave NE to 18th Ave NE.

Fuller South Residential (2331F)

Prospect Ave from 51st St E to 50th St E.
51st St E from Lyndale Ave S to Prospect Ave.
51st St E from Nicollet Ave S to Stevens Ave S.
Longview Terrace from Highview Place to Gladstone Ave.
Elmwood Place W from Harriet Ave S to Nicollet Ave S.
Elmwood Place E from 51st St E to I-94.
52nd St W from Minnehaha Pkwy W to Nicollet Ave S.
Valleyview Place from Minnehaha Pkwy W to Belmont Ave S.
Pratt St from Minnehaha Pkwy W to Minnehaha Pkwy W.
Garfield Ave S and Harriet Ave S from 50th St W to Minnehaha Pkwy W.
Highview Place from Prospect Ave to the Water Tower.
Gladstone Ave from 50th St W to 52nd St W.
Wentworth Ave S from 50th St W to Prospect Ave S.
Belmont Ave S from 50th St W to Minnehaha Pkwy W.
1st Ave S from 50th St E to 51st St E.
Luverne Ave from Elmwood Place E to Minnehaha Pkwy E.

Godward St NE (2331G)

Godward St NE from Broadway St NE to Industrial Blvd.

North Loop Area (2331H)

4th St N from 10th Ave N to 5th Ave N.
1st St N from 8th Ave N to Hennepin Ave.
8th Ave N from 2nd St N to 1st St N.
2nd Ave N from Washington Ave N to 1st St N.

Rollins and Elm St SE (2331J)

Rollins Ave SE from 15th Ave SE to 17th Ave SE.
17th Ave SE from Rollins Ave SE to Elm St SE.
Elm St SE from 17th Ave SE to 24th Ave SE.

South Phillips Residential (2331K)

10th Ave S, 11th Ave S, 12th Ave S, 13th Ave S, 14th Ave S, 15th Ave S, 16th Ave S, 17th Ave S, and 18th Ave S from 26th St E to Lake St E.

Longfellow Ave from 26th St E to 28th St E.

27th St E from 12th Ave S to 174 feet east of Longfellow Ave.

Andersen Lane from 10th Ave S to 12th Ave S.

29th St E from 10th Ave S to Cedar Ave S.

3rd Ave S and Clinton Residential (2331L)

3rd Ave S from 17th St E to 27th St E.

Clinton Ave from 24th St E to 26th St E.

25th St E from 3rd Ave S to 4th Ave S.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1033

The Minneapolis City Council hereby adopts a report receiving a cost estimate of \$7,222,406 for street resurfacing improvements and a list of benefited properties for the 2020 Street Resurfacing Program, Project No. 2331 (CPV2056), as designated by Resolution 2019R-433, passed December 13, 2019, and directs the Department of Public Works to prepare a proposed Street Resurfacing Special Improvement Assessment against the list of benefited properties by applying the 2020 Uniform Assessment Rates as per Resolution 2019R-303, passed October 11, 2019.

Further, public hearings are scheduled as follows in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider approving the resurfacing of the designated street locations and to consider the amount proposed to be assessed to each benefited property and the amount to be funded by the City.

Schedule of public hearings:

1. Feb 4, 2020, for Dorman South Residential.
2. Feb 4, 2020, for 4th St SE.
3. Feb 18, 2020, for 1st Ave S.
4. Feb 18, 2020, for 4th St NE and Edison Residential.
5. March 9, 2020, for 37th Ave NE.
6. March 9, 2020, for Fuller South Residential.
7. March 17, 2020, for South Phillips Residential.
8. March 17, 2020, for Godward St NE.
9. April 7, 2020, for North Loop Area.
10. April 7, 2020, for Rollins and Elms St SE.
11. April 7, 2020, for 3rd Ave S and Clinton Residential.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1034

The Minneapolis City Council hereby adopts the final 2020-2022 Minneapolis Vision Zero Action Plan, as further set forth in Legislative File No. 2019-01348.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

The WAYS & MEANS Committee submitted the following report:

On behalf of the Ways & Means Committee, Warsame offered Ordinance 2019-064 amending Title 2, Chapter 35 of the Minneapolis Code of Ordinances relating to Administration: Capital Long Range Improvement Program Process, amending the length of the adopted annual capital improvement program.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2019-064

By Palmisano

Intro & 1st Reading: 11/8/2019

Ref to: WM

2nd Reading: 12/13/2019

Amending Title 2, Chapter 35 of the Minneapolis Code of Ordinances relating to Administration: Capital Long Range Improvement Program Process.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 35.40 of the above-entitled ordinance be amended to read as follows:

35.40. – Staff. ~~The director of capital and debt management~~ city finance officer, or the city finance officer's designee, shall act as executive secretary of the committee. The city finance officer and city planning director shall allocate staff resources to support the work of the committee and the preparation of the capital program.

Section 2. That Section 35.50 of the above-entitled ordinance be amended to read as follows:

35.50. – Powers and duties. The committee shall prepare and present its recommendations to the mayor and city council regarding an annual ~~five (5)~~ six (6) year capital program, an itemized program for a ~~five~~

~~(5)~~ six (6) year period setting forth the scheduled timing and details of specific contemplated capital improvements by year. The program shall include estimated cost, the need for each improvement, funding source and the financial impact that the improvement will have on the city. The report will consist of two (2) sections to be adopted annually by the city council. The sections of the report are as follows:

(a) ~~Five Year~~ Capital Funding Budget (year 1).

(b) ~~Five Year~~ Capital Improvement Plan ~~(years 2-5)~~ (years 2-6).

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-1035

The Minneapolis City Council hereby approves the settlement of the lawsuit Kiara Creer v. City of Minneapolis, et al., Court File No. 19-cv-01103, by payment of \$6,000 to Kiara Creer and her attorneys, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-1036

The Minneapolis City Council hereby approves the interest payment owed to Workers' Compensation claimant Richard Hansey, in the amount of \$183,732.99, due to the Minnesota Supreme Court decision in the Oseland by Oseland v. Crow Wing County matter.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-1037

The Minneapolis City Council hereby:

1. Accepts a grant from Minneapolis Downtown Improvement District, in the amount of \$175,000, to fund the Downtown Strategic Justice Partnership funding a probation officer and prosecutor who will work within Downtown Minneapolis.

2. Authorizes an agreement with Hennepin County, in the amount of \$65,000, to provide probation services in the Minneapolis Downtown Improvement District.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-1038

The Minneapolis City Council hereby authorizes an increase to Contract No. C-42542 with Urban Ventures, in the amount of \$310,000 for a total amount not to exceed \$410,000, to provide sentencing alternatives for gross misdemeanor weapon offenses and a change in contract scope, increasing the number of days programming is offered.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-1039

The Minneapolis City Council hereby authorizes waiver of conflict of interest between the City of Minneapolis and Fredrikson & Byron, P.A. (the "Firm") arising out of the Firm's continuing representation of AEG on Target Center matters.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-1040

The Minneapolis City Council hereby:

1. Accepts a Folk and Traditional Arts grant from the Minnesota State Arts Board, in the amount of \$46,875, for arts programming to support the artistic traditions and customs practiced within cultural groups.
2. Authorizes a contract with the Minnesota State Arts Board for the grant.
3. Passage of Resolution 2019R-434 approving appropriation of funds to the City Coordinator's Office.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-434

By Warsame

Amending The 2020 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the City Coordinator in the Grants-Other Special Revenue Fund (01600-8400210) by \$46,875, and increasing the City Coordinator revenue estimate in the Grants-Other Special Revenue Fund (01600-8400210-G6840FTARTS-321512) by \$46,875.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-1041

The Minneapolis City Council hereby authorizes an increase to Contract No. C-44289 with Pioneer Power, Inc., in the amount of \$424,962.13 for a total amount not to exceed \$3,856,962.13, to allow for close-out and final payment for the Convention Center Steam Room Cooling Project.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-1042

The Minneapolis City Council hereby authorizes an increase to Contract No. COM0000619 with the Minneapolis Park & Recreation Board, in the amount of \$175,000, and an extension through March 31, 2020, for The Commons sublease agreement.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-1043

The Minneapolis City Council hereby authorizes an increase to Contract No. PC-00317 with Impact Mailing of Minnesota, Inc., doing business as Impact Proven Solutions, in the amount of \$1,000,000 for a total amount not to exceed \$2,000,000, and an extension through Dec 31, 2021, for mailing services for utility billing.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-1044

The Minneapolis City Council hereby:

1. Authorizes an amendment to Contract No. COM0000530 with Association for Black Economic Power, in an amount up to \$410,000, and an extension through Dec 31, 2020, for provision of banking services and financial literacy education for Minneapolis residents.
2. Authorizes an amendment to Contract No. COM0000529 with Association for Black Economic Power, in an amount up to \$90,000, and an extension through Dec 31, 2020, for provision of banking services and financial literacy education for Minneapolis residents.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-1045

The Minneapolis City Council hereby authorizes an amendment to City Lease Contracts No. 25352 and No. C96-10431 with Canal Street Limited Partnership for office space in the Crown Roller Mill Building located at 105 5th Ave S, as further set forth in Legislative File No. 2019-01400.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-1046

The Minneapolis City Council hereby authorizes an increase to Contract No. C-42806, with HCM (Hagen, Christiansen, McIlwain) Architects, in the amount of \$18,940 for a total amount not to exceed \$171,920, for the Minneapolis Police Department Warehouse Project – Phase II.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-1047

The Minneapolis City Council hereby accepts the low bid of Ebert, Inc., submitted on Event No. 698, in the amount of \$2,539,900, including the base bid and Alternates 1, 2, and 3, to furnish all materials, labor, equipment, and incidentals necessary for the re-bid for the Fire Station No. 4 Renovations Project, and authorizes a contract for the project, all in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-1048

The Minneapolis City Council hereby:

1. Adopts findings that the proposed position meets the criteria in Section 20.1010 of the Minneapolis Code of Ordinances, City Council to Establish Positions; and approves the appointed position of Director Investments and Debt Management, evaluated at 638 total points and allocated to Grade 14.
2. Passage of Ordinance 2019-065 amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel, approving the salary schedule for the position, which has a salary range of \$121,138 to \$143,601, in accordance with the adopted compensation plan for appointed officials effective Nov 19, 2019.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2019-065

By Warsame

Intro & 1st Reading: 1/8/2018

Ref to: WM

2nd Reading: 12/13/2019

Amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That the following classification in Section 20.1010 of the above-entitled ordinance be amended to make the following changes: (Annual Rates)

Appointed Officials (CAP)

Effective: Nov 19, 2019

FLSA	OTC	CLASSIFICATION	PTS	G	P	Step 1	Step 2	Step 3	Step 4
E	1	Director Investments and Debt Management	638	14	A	\$121,138	\$127,513	\$130,064	\$132,665
						Step 5	Step 6	Step 7	Step 8
						\$135,318	\$138,024	\$140,785	\$143,601

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-1049

The Minneapolis City Council hereby:

1. Accepts an Urban Area Security Initiative grant from the Minnesota Department of Public Safety - Homeland Security and Emergency Management Division, in the amount of \$900,000, to provide enterprise preparedness services.
2. Passage of Resolution 2019R-435 approving appropriation of funds to the Emergency Management Department.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-435

By Warsame

Amending The 2019 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Emergency Management Department in the grant Fund 01300-8440100 by \$900,000, and increasing the Emergency Management revenue estimate in the grant Fund 01300-8440100 by \$900,000.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-1050

The Minneapolis City Council hereby:

1. Accepts an Emergency Management Performance grant from the Minnesota Department of Public Safety - Homeland Security and Emergency Management Division, in the amount of \$30,000, to provide training and exercise services.
2. Passage of Resolution 2019R-436 approving appropriation of funds to the Emergency Management Department.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-436

By Warsame

Amending The 2019 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Emergency Management Department in the grant Fund 01300-8440100 by \$30,000, and increasing the Emergency Management revenue estimate in the grant Fund 01300-8440100 by \$30,000.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-1051

The Minneapolis City Council hereby accepts a 2019 Justice Assistance Grant (JAG) from Hennepin County, in the amount of \$279,908.93, to support Police and City Attorney initiatives.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

The ZONING & PLANNING Committee submitted the following report:

COUNCIL ACTION 2019A-1052

The Minneapolis City Council hereby grants an appeal submitted by Dalton Scott regarding decisions of the Zoning Board of Adjustment denying the following land use applications (PLAN9761) for a new detached accessory dwelling unit for the property located at 1309 5th St NE and approves the following land use applications, finding that a practical difficulty exists because a pitched roof that complies with the height requirements would not allow for a green roof as called for in adopted policies related to environmental sustainability:

1. Variance to increase the maximum permitted floor area to 774 square feet.
2. Variance to increase the maximum permitted height to 21.5 feet.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1053

The Minneapolis City Council hereby:

1. Approves an application submitted by North Central University to vacate (PLAN9674) the north-south alley in the southeast quadrant of Chicago Ave and E 14th St, subject to the retention of easement rights by Xcel Energy.
2. Passage of Resolution 2019R-437 vacating all that part of the north-south alley, in the southeast quadrant of Chicago Ave and E 14th St in the plat of J.S. & W. Elliot's Addition to Minneapolis (Vac-1726).

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-437

By Schroeder

Vacating all that part of the north-south alley, in the southeast quadrant of Chicago Avenue and East 14th Street in the plat of J.S. & W. Elliot's Addition to Minneapolis Vacation File No. 1726.

Resolved by The City Council of The City of Minneapolis:

That all that part of the alley in Block 19, J.S. & W. Elliot's Addition to Minneapolis, is hereby vacated except that such vacation shall not affect the existing authority of Xcel Energy their successors and assigns, to enter upon that portion of the aforescribed area which is described in regard to each of said corporation as follows, to wit:

Xcel Energy: subject to the retention of an easement over the entire area to be vacated.

To operate, maintain, repair, alter, inspect or remove its above-described utility facilities and said easement right and authority is hereby expressly reserved to each of the above-named corporations, and no other person or corporation shall have the right to fill, excavate, erect buildings or other structures, plant trees or perform any act which would interfere with or obstruct access to said easement upon or within the above-described areas without first obtaining the written approval of the corporation(s) having utility facilities located within the area involved authorizing them to do so.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Schroeder moved to postpone to the meeting of January 17, 2020, applications submitted by The Family Partnership to rezone 3013-3017 Bloomington Ave, 3033 and 3037 Bloomington Ave S, a portion of 3010 16th Ave S, a portion of 3020 and 3024 16th Ave S, at 3030, 3032, 3036, 3040, 3044, and 3048 16th Ave S, a portion of 3010 16th Ave S, a portion of the properties located at 3020-3024 16th Ave S; and applications to vacate the existing alley south of E Lake St, between Bloomington Ave S and 16th Ave S, and build a new alley; and the full east-west alley and a partial vacation of the north-south alley, south of E Lake St, between Bloomington and 16th Aves S.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1054

The Minneapolis City Council hereby:

1. Approves the Council appointment of Lana Aylesworth to the Arts Commission, Seat 8, Ward 11, for a three-year term beginning Jan 1, 2020, and ending Dec 31, 2022.

2. Approves the following Council appointments to the Arts Commission for unexpired three-year terms beginning Jan 1, 2019, and ending Dec 31, 2021: Commarraah Bashar, Seat 2, Ward 8; and Ahava Silkey-Jones, Seat 14, Ward 7.
3. Approves the following Council reappointments to the Arts Commission for three-year terms beginning Jan 1, 2020, and ending Dec 31, 2022: Mandi Bedbury, Seat 5, Ward 3; and Joan Vorderbruggen, Seat 17, Ward 10.
4. Confirms the following Mayoral appointments to the Arts Commission for three-year terms beginning Jan 1, 2020, and ending Dec 31, 2022: Janay Henry, Seat 4, Ward 8; and Ellina Kevorkian, Seat 15, Ward 10.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Zoning & Planning Committee, Schroeder offered Resolution 2019R-438 approving the Landmark designation of the Oakland Apartments located at 213 9th Street South.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-438

By Schroeder

Approving the Landmark designation of the Oakland Apartments located at 213 9th Street South.

Whereas, the Minneapolis Heritage Preservation Commission (HPC) held a public hearing on November 12, 2019, and recommended to the Standing Committee on Zoning and Planning that the Oakland Apartments be designated as a Landmark; and

Whereas, the recommended Landmark designation of the Oakland Apartments applies to the exterior of the building; and

Whereas, the Oakland Apartments meet Heritage Preservation Regulations criterion #1 (the properties are associated with significant events or with periods that exemplify broad patterns of cultural, political, economic or social history); criterion #4 (the properties embody the distinctive characteristics of an architectural or engineering type or style, or method of construction); and criterion #6 (the properties exemplify works of master builders, engineers, designers, artists, craftsmen or architects) as described in the CPED designation study that is part of the record for this matter and is expressly incorporated herein by reference; and

Whereas, prior to such recommendation, and in compliance with Title 23, Chapter 599 of the Minneapolis Code of Ordinances relating to Heritage Preservation Regulations, the HPC did refer the subject matter to the City Planning Commission (CPC) for review and comment, such comment being made on

October 24, 2019; and further did refer the subject matter to the Minnesota State Historic Preservation Office for review and comment, such comment being made in a letter dated October 15, 2019; and

Whereas, on December 5, 2019, the Standing Committee on Zoning and Planning recommends designation as a Landmark;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the Oakland Apartments is hereby designated as a Landmark.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Zoning & Planning Committee, Schroeder offered Ordinance 2019-066 amending Title 20, Chapters 520, 546, 547, 548, 549, and 551 of the Minneapolis Code of Ordinances relating to Zoning Code: Introductory Provisions, Residence Districts, Office Residence Districts, Commercial Districts, Downtown Districts, and Overlay Districts, amending occupancy regulations.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2019-066

By Bender

Intro & 1st Reading: 2/9/2018

Ref to: ZP

2nd Reading: 12/13/2019

Amending Title 20 of the Minneapolis Code of Ordinances relating to Zoning Code.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That the definitions for “family” and “supportive housing” contained in Section 520.160 of Chapter 520, Introductory Provisions, be amended to read as follows:

520.160. - Definitions. Unless otherwise expressly stated, or unless the context clearly indicates a different meaning, the words and phrases in the following list of definitions shall, for the purposes of this zoning ordinance, have the meanings indicated. Additional definitions may be found within specific chapters of this zoning ordinance. All words and phrases not defined shall have their common meaning.

Family. ~~An individual or two (2) or more persons related by blood, marriage, domestic partnership as defined in Chapter 142 of the Minneapolis Code of Ordinances, or adoption, including foster children and domestic staff employed on a full-time basis, living together as a permanent household. This definition of family is established for the purpose of preserving the character of residential neighborhoods by controlling population density, noise, disturbance and traffic congestion, and shall not be applied so as to prevent the city from making reasonable accommodation where the city determines it necessary to afford~~

~~handicapped persons living together in a permanent household equal access to housing pursuant to the Federal Fair Housing Amendments Act of 1988. A person or persons as defined in Chapter 244 of the Minneapolis Code of Ordinances.~~

Supportive housing. A facility that provides housing for twenty-four (24) hours per day and requires participation by residents in programs or services designed to assist residents with improving daily living skills, securing employment or obtaining permanent housing. It does not include:

- (1) Senior housing with services designed specifically to serve the needs associated with the aging of the residents.
- (2) Inebriate housing.
- (3) Any facility licensed by the Minnesota Department of Human Services (DHS), Department of Health (DOH) or Minnesota Department of Corrections (DOC).
- (4) Any other county, state or federal community correctional facility.
- (5) Fraternities, sororities or other student housing.
- (6) Any facility owned, leased or operated by the Minneapolis Public Housing Authority (MPHA).
- (7) The use of one (1) dwelling unit on one (1) zoning lot ~~which meets the occupancy requirements of the zoning district in which it is located.~~

Section 2. That Section 520.80 contained in Chapter 520, Introductory Provisions, be amended to read as follows:

520.80. - Reasonable accommodation. The city has a legitimate interest in preserving the character of residential neighborhoods by adopting regulations relating to the number and type of structures and uses, the number of persons who may occupy a dwelling or structure, and off-street parking, in order to control population density, noise, disturbance and traffic congestion. However, these regulations shall not be applied so as to prevent the city from making reasonable accommodation as required by the Federal Fair Housing Amendments Act of 1988 pursuant to the procedure set forth in sections 525.590 to 525.650.

Section 3. That Section 546.50 contained in Chapter 546, Residence Districts, be and is hereby repealed.

~~**546.50. Maximum occupancy.** (a) *Dwelling units.* The combined maximum occupancy of a dwelling unit located in the R1 through R3 Districts shall not exceed one (1) family plus up to two (2) unrelated persons living together as a permanent household provided that the family plus the unrelated persons shall not exceed a total of five (5) persons. The maximum occupancy of a dwelling unit located in the R4 through R6 Districts shall not exceed one (1) family plus four (4) unrelated persons living together as a permanent household, provided that the family plus the unrelated persons shall not exceed a total of five (5) persons.~~

~~(b) *Rooming units.* The maximum occupancy of a rooming unit shall be as regulated by Chapter 244 of the Minneapolis Code of Ordinances, Housing Maintenance Code.~~

Section 4. That Section 547.50 contained in Chapter 547, Office Residence Districts, be and is hereby repealed.

~~547.50. Maximum occupancy.~~ ~~(a) Dwelling units.~~ The maximum occupancy of a dwelling unit located in the office residence districts shall not exceed one (1) family plus four (4) unrelated persons living together as a permanent household, provided that the family plus the unrelated persons shall not exceed a total of five (5) persons.

~~(b) Rooming units.~~ The maximum occupancy of a rooming unit shall be as regulated by Chapter 244 of the Minneapolis Code of Ordinances, Housing Maintenance Code.

Section 5. That Section 548.50 contained in Chapter 548, Commercial Districts, be and is hereby repealed.

~~548.50. Maximum occupancy.~~ ~~(a) Dwelling units.~~ The maximum occupancy of a dwelling unit located in the commercial districts shall not exceed one (1) family plus four (4) unrelated persons living together as a permanent household, provided that the family plus the unrelated persons shall not exceed a total of five (5) persons.

~~(b) Rooming units.~~ The maximum occupancy of a rooming unit shall be as regulated by Chapter 244 of the Minneapolis Code of Ordinances, Housing Maintenance Code.

Section 6. That Section 549.50 contained in Chapter 549, Downtown Districts, be and is hereby repealed.

~~549.50. Maximum occupancy.~~ ~~(a) Dwelling units.~~ The maximum occupancy of a dwelling unit located in the downtown districts shall not exceed one (1) family plus four (4) unrelated persons living together as a permanent household, provided that the family plus the unrelated persons shall not exceed a total of five (5) persons.

~~(b) Rooming units.~~ The maximum occupancy of a rooming unit shall be as regulated by Chapter 244 of the Minneapolis Code of Ordinances, Housing Maintenance Code.

Section 7. That Section 551.390 contained in Chapter 551, Overlay Districts, be and is hereby repealed.

~~551.390. Maximum occupancy.~~ ~~(a) Dwelling units.~~ The maximum occupancy of a dwelling unit located in the IL Overlay District shall not exceed one (1) family plus four (4) unrelated persons living together as a permanent household, provided that the family plus the unrelated persons shall not exceed a total of five (5) persons.

~~(b) Rooming units.~~ The maximum occupancy of a rooming unit shall be as regulated by Chapter 244 of the Minneapolis Code of Ordinances, Housing Maintenance Code.

Section 8. That Section 551.770 contained in Chapter 551, Overlay Districts, be amended to read as follows:

551.770. - Purpose. The B4H Downtown Housing Overlay District is established to provide areas that offer affordable housing that may not meet the regulations of the primary zoning district, including minimum spacing and maximum occupancy requirements for congregate living residential uses.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Zoning & Planning Committee, Schroeder offered Ordinance 2019-067 amending Title 20, Chapters 530 and 535 of the Minneapolis Code of Ordinances relating to Zoning Code: Site Plan Review and Regulations of General Applicability, amending regulations related to inclusionary zoning.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2019-067
By Bender and Schroeder
Intro & 1st Reading: 9/27/2019
Ref to: ZP
2nd Reading: 12/13/2019

Amending Title 20 of the Minneapolis Code of Ordinances relating to Zoning Code.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 530.90 contained in Chapter 530, Site Plan Review, be amended to read as follows:

530.90. Conditions and guarantees for site plan review. (a) *In general.* The city planning commission or zoning administrator may impose such conditions on any proposed site plan and require such guarantees as it deems reasonable and necessary to protect the public interest and to ensure compliance with the standards and purposes of this zoning ordinance and the applicable policies of the comprehensive plan.

(b) *Performance bond or letter of credit.* The city planning commission or zoning administrator may require a performance bond or letter of credit to be supplied by the applicant guaranteeing completion of required site improvements as a condition of site plan approval. The amount of such bond shall be set at one hundred twenty-five (125) percent of the estimated cost of the improvements.

(c) *Inclusionary housing.* Approval of a site plan review application for any building or use subject to the inclusionary housing requirements of Chapter 535, Regulations of General Applicability, shall be conditioned upon compliance with the inclusionary housing requirements specified in the City's Unified Housing Policy in effect on the date a complete site plan review application is submitted.

Section 2. That Section 535.930 contained in Chapter 535, Regulations of General Applicability, be amended to read as follows:

535.930. - Purpose. Regulations governing inclusionary housing are intended to promote affordable housing and to fulfill the goals of the city's housing policies, including ~~providing moderately-priced housing in mixed-income developments that would exceed the residential density or development capacity of the primary zoning district~~ increasing access to affordable housing and promoting mixed income communities throughout the city.

Section 3. That Section 535.940 contained in Chapter 535, Regulations of General Applicability, be amended to read as follows:

535.940. - Applicability. ~~(a) In general. Dwelling units complying with the affordability standards indicated in this article shall be provided in conjunction with any of the following applications:~~

~~(1) Zoning amendment of any property from a district that does not allow multiple family dwellings to a primary or overlay zoning district that allows multiple family dwellings.~~

~~(2) Zoning amendment, variance, density bonus, or other application or combination of applications that would increase the allowed residential or mixed use floor area of the land area in question by sixty percent (60%) or more compared to the floor area allowed on the same property or properties prior to the application(s).~~

Approval of any site plan review application to allow a building or use containing twenty (20) or more new or additional dwelling units, including multiple-family dwellings, cluster developments, and planned unit developments, shall be conditioned upon compliance with the inclusionary housing requirements specified in the City's Unified Housing Policy in effect on the date a complete site plan review application is submitted.

~~(b) Affordability standards. The minimum percentage of dwelling units subject to the affordability standards, percentage rate of area median household income, and minimum number of years that the affordable housing units shall remain affordable shall be required as specified in the Unified Housing Policy.~~

~~(c)~~ (b) Exceptions.

~~(1) In general. Any multiple family dwellings~~ residential uses ~~exempt as specified in the Unified Housing Policy.~~

~~(2) Multiple family dwellings in the R3 and R4 Multiple-Family Districts. Multiple-family dwellings in the R3 and R4 Multiple-Family Districts shall be exempt from the requirements of this article except where an application for variance and/or density bonus is approved to exceed the maximum floor area in the R3 or R4 Districts by sixty percent (60%) or more.~~

~~(2) Extraordinary circumstances. The city council shall have the authority to grant exemptions from inclusionary housing requirements where it finds extraordinary circumstances and sufficient public benefit to justify the exemption.~~

~~(3) Zoning amendment without proposed residential uses. Applications for zoning amendment outlined by this section that are not accompanied by a proposed multiple-family residential use shall be exempt from the requirements of this article provided that any land use application with a multiple-family use within three (3) years of approval of the rezoning shall be subject to the requirements of this article.~~

(c) Phased implementation.

(1) Residential uses with twenty (20) to forty-nine (49) units. The applicability of inclusionary housing requirements to developments with not less than twenty (20) but no more than forty-nine (49) dwelling units shall be delayed in a manner specified in the Unified Housing Policy.

(2) Residential condominiums. The applicability of inclusionary housing requirements to individually-owned dwelling units, such as condominiums or for-sale townhomes, shall be delayed in a manner specified in the Unified Housing Policy.

Section 4. That Section 535.950 contained in Chapter 535, Regulations of General Applicability, be and is hereby repealed.

~~**535.950. — Computation of affordable dwelling units.** Where determination of the number of affordable dwelling units results in a fractional unit, any fraction of one half (½) or less may be disregarded, while a fraction in excess of one half (½) shall be counted as one (1) dwelling unit.~~

Section 5. That Section 535.960 contained in Chapter 535, Regulations of General Applicability, be amended to read as follows:

~~**535.960. 535.950. - Recording of site plan approval.** All final site plan approvals subject to conditions of inclusionary housing shall be filed with the Office of the Hennepin County Recorder or Registrar of Titles and evidence of proper filing shall be submitted to the zoning administrator prior to the issuance of any building permits. Evidence of proper filing and selection of a compliance option available under the City's Unified Housing Policy shall be submitted to the zoning administrator prior to the issuance of any building permits. Evidence of compliance with the City's Unified Housing Policy shall be submitted to the zoning administrator prior to the issuance of any relevant certificate of occupancy.~~

Section 6. That Section 535.970 contained in Chapter 535, Regulations of General Applicability, be amended to read as follows:

~~**535.970. 535.960. - Effective date.** The effective date for Article XIV, Inclusionary Housing shall be January 1, 2019. Any application for land use or preservation approval that is deemed complete before the effective date shall be exempt from the provisions of this article. The effective date of these ordinance amendments herein described shall be January 1, 2020. Any application for land use or preservation approval that is deemed complete prior to the effective date of this ordinance shall be subject to the applicable inclusionary housing regulations in effect at the time of application.~~

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2019A-1055

The Minneapolis City Council hereby grants an appeal submitted by Nick Boosalis regarding the decision of the City Planning Commission denying a site plan review (PLAN9531) for two one-story commercial buildings and a drive-through at 4159 Hiawatha Ave, adopts staff findings as originally prepared by the

Department of Community Planning & Economic Development, and approves the site plan review, subject to the following conditions:

1. All site improvements shall be completed by September 23, 2021, unless extended by the Zoning Administrator, or the permit may be revoked for non-compliance.
2. CPED staff shall review and approve the final site, elevation, landscaping, and lighting plans before building permits may be issued.
3. All signs shall comply with Chapter 543 of the zoning code. All signage requires a separate permit from CPED.
4. Any decreases in floor area shall not be permitted.
5. The portion of the office building along Hiawatha Avenue shall be no less than 16 feet in depth as shown in the submitted floor plans.
6. No business licenses shall be issued for the proposed coffee shop until the liner building fronting Hiawatha Avenue and E 42nd Street is constructed.
7. The lighting plan shall be revised to demonstrate how all building entrances and walkways will be lit to maintain a minimum acceptable level of security while not creating glare or excessive lighting of the site to comply with sections 530.130 and 530.260 of the zoning code.
8. Three canopy trees and eight ornamental trees shall be planted on-site as shown in the submitted landscaping plan.
9. The signage, curb cut, and driveway access shall be designed to prevent left turns into and out of the site.
10. The applicant shall work with Public Works to modify the street design of E 42nd Street to prohibit left turns into the site.
11. The applicant shall obtain an approved Transportation Demand Management Plan (TDMP) prior to the issuance of any building permits or business licenses and shall maintain compliance with the TDMP for the life of the drive-through including but not limited to providing traffic enforcement as deemed necessary.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Jenkins, Cano, Bender, Schroeder, Palmisano (11)

Noes: Goodman, Johnson (2)

Absent: (0)

Adopted.

REPORTS OF SPECIAL COMMITTEES

The EXECUTIVE Committee submitted the following report:

Jenkins moved to receive and file the reappointment by the Executive Committee of David Frank to the appointed position of Director of Community Planning and Economic Development and Executive Director of the Minneapolis Community Development Agency for a two-year term beginning January 2, 2020, and to refer the reappointment to the Committee of the Whole for the setting of a public hearing.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

INTRODUCTION & REFERRAL CALENDAR

Pursuant to notice, on motion by Goodman, the following ordinance was introduced, given its first reading, and referred to the Zoning & Planning Committee:

Amending Title 22, Chapter 598 of the Minneapolis Code of Ordinances relating to Land Subdivision: Land Subdivision Regulations, amending Article V, Parkland Dedication, to modify the definition of “affordable housing units” to address inclusionary zoning units and projects using income averaging.

RESOLUTIONS

Resolution 2019R-439 honoring Aldo Moroni was adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2019R-439

**By: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame,
Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, and Palmisano**

Honoring Aldo Moroni.

Whereas, Aldo Moroni graduated with a Bachelor of Fine Arts from the Minneapolis College of Art and Design in 1976, and went on to exhibit his work at the Walker Art Center within a year of graduating; and

Whereas, Aldo Moroni was a pioneer who sparked the warehouse district art movement in Minneapolis in the 1970s; and

Whereas, Aldo Moroni, through his curious mind, colorful spirit, and creative hands, made an indelibly whimsical mark on the Marcy-Holmes neighborhood in 2002 through the Sixth Avenue Stroll, his multi-block gallery of 23 bronze sculptures along 6th Avenue SE; and

Whereas, Aldo Moroni was one of the contributing founders of the Northeast Minneapolis Arts District and received a “Vision Award” from the Northeast Arts District Board in 2017 for his leadership and commitment in the service of art, artists, and culture; and

Whereas, Aldo Moroni was one of the first residents and is the undisputed dean of the A-Mill Artist Lofts, where he facilitated the first artist/neighbor association, and set first precedent for studio development and access, and built community with his fellow working artists; and

Whereas, Aldo Moroni is in the collections of every major Minnesota art museum, including the Walker Art Center, Minneapolis Institute of Art, the Frederic Weisman Museum, the Tweed Museum, and the Minnesota Museum of American Art; and

Whereas, Aldo Moroni has received numerous grants and fellowships, including from the National Endowment for the Arts, the Minnesota State Arts Board, McKnight Foundation, Jerome Foundation, and the Bush Foundation; and

Whereas, Aldo Moroni’s work is represented at every level of civic life, from neighborhood organizations to the Federal government, including City, State, Regional and Federal collections; and

Whereas, Aldo Moroni, over the course of his career has been dedicated to supporting, sharing his knowledge, mentoring and creating community with his fellow artists; and

Whereas, Aldo Moroni has worked for decades at the intersection of artmaking and community building, bringing a generous and people-centered aesthetic to every project, and every partner, from small neighborhood block groups to large formal organizations; and

Whereas, Aldo Moroni captured the built environment of Minneapolis through his art and preserved it for generations;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the Mayor and City Council, in recognition of his commitment to building community, sparking joy, and forging connections between people and places through public art over the course of his distinguished career, do hereby present this resolution to ALDO MORONI together with their most sincere thanks, appreciation, and gratitude.

ADJOURNMENT

On motion by Jenkins, the meeting was adjourned to Room 315, City Hall, for the purpose of discussing the litigation matters of Keith Daniel v. City of Minneapolis and Yvonne Edwards v. City of Minneapolis.

ADJOURNED SESSION

Council President Bender called the adjourned session to order at 11:17 a.m. in Room 315, a quorum being present.

Interim City Attorney Erik Nilsson stated that the meeting may be closed as permitted by the attorney-client privilege under the Minnesota Open Meeting Law to discuss attorney-client communications.

At 11:18 a.m., on motion by Bender, the meeting was closed pursuant to Minnesota Statutes Section 13D.05, Subdivision 3(b) to discuss attorney-client communications in the litigation matters of Yvonne Edwards v. City of Minneapolis and Keith Daniel v. City of Minneapolis.

Present - Council Members Kevin Reich, Cam Gordon (In at 11:20 a.m.), Steve Fletcher, Phillippe Cunningham, Jeremiah Ellison, Abdi Warsame, Lisa Goodman, Andrea Jenkins, Jeremy Schroeder, Andrew Johnson, Linea Palmisano, President Lisa Bender
Absent – Council Member Alondra Cano

Also Present – Erik Nilsson, Interim City Attorney; Assistant City Attorneys Tracey Fussy, Sarah McLaren, Sharda Enslin, Heather Robertson, and Rebecca Krystosek, City Attorney's Office; Gia Vitali, Mayor's Chief of Staff; Mark Ruff, Interim City Coordinator; Chief John Fruetel (Out at 11:28 a.m.), Fire Department; Deputy Chief Henry Halvorson, Police Department; Casey Joe Carl, City Clerk; and Jackie Hanson, City Clerk's Office.

McLaren summarized the Keith Daniel v. City of Minneapolis lawsuit from 11:18 a.m. to 11:28 a.m.

McLaren and Fussy summarized the Yvonne Edwards v. City of Minneapolis lawsuit from 11:28 a.m. to 11:49 a.m.

At 11:49 a.m., on motion by Jenkins, the meeting was opened.

COUNCIL ACTION 2019A-1056

Gordon moved that all claims against the City of Minneapolis, including claims for attorneys' fees and costs, asserted in *Yvonne Edwards v. City of Minneapolis*, Hennepin County District Court File No. 27-CV-19-729 be settled in the amount of \$225,000, payable to Yvonne Edwards and her attorneys from Fund/Org. 6900 150 1500 145400; and authorizes the City Attorney's Office to execute any documents necessary to effectuate this settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Warsame, Goodman, Jenkins, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Cano (1)

Adopted.

The adjourned session of the City Council meeting was tape recorded with the tape on file in the office of the City Clerk.

On motion by Jenkins, the meeting was adjourned at 11:50 a.m.

Casey Joe Carl,
City Clerk